



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

LE
6 Feb 09

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official (U)

THRU: *[Signature]* Deputy Assistant Secretary of Defense for Detainee Affairs (U) *5 Feb 09*

FROM: Director, OARDEC (U) *18/1/09*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 263 (LIBYA)

o ~~(S//NF)~~ Subject ARB was held on 12 Nov 08 resulting in a (b)(1),(b)(5)
(b)(1),(b)(5) on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

o ~~(S//NF)~~ Intelligence inputs used in the ARB's determination of this EC's case include:
(b)(1),(b)(5)

o ~~(S//NF)~~ Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

o ~~(S//NF)~~ RECOMMENDATION: (b)(1),(b)(5)
(b)(1),(b)(5)

(b)(1),(b)(5) (Transfer)
 Detain *[Signature]* Release
2-9-09

o (U) Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 263

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee being present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee was uncooperative or unresponsive and refused to leave his cell to attend the interview.

d. (U) The ARB confirmed the Joint Detention Group (JDG) hand carried to the original English and Arabic Unclassified Summary of Evidence to the detainee. The AMO received a written confirmation of delivery of the documents to the detainee from the JDG.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

Derived From: Multiple Sources

Declassify On: 25X1-Human

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b. (U) The ARB reviewed and considered information contained in DMO-01 through DMO-25.

c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included in enclosure (8):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)

(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)

(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ Threat Level.

(b)(1),(b)(5)

(b)(1),(b)(5)

Derived From: Multiple Sources

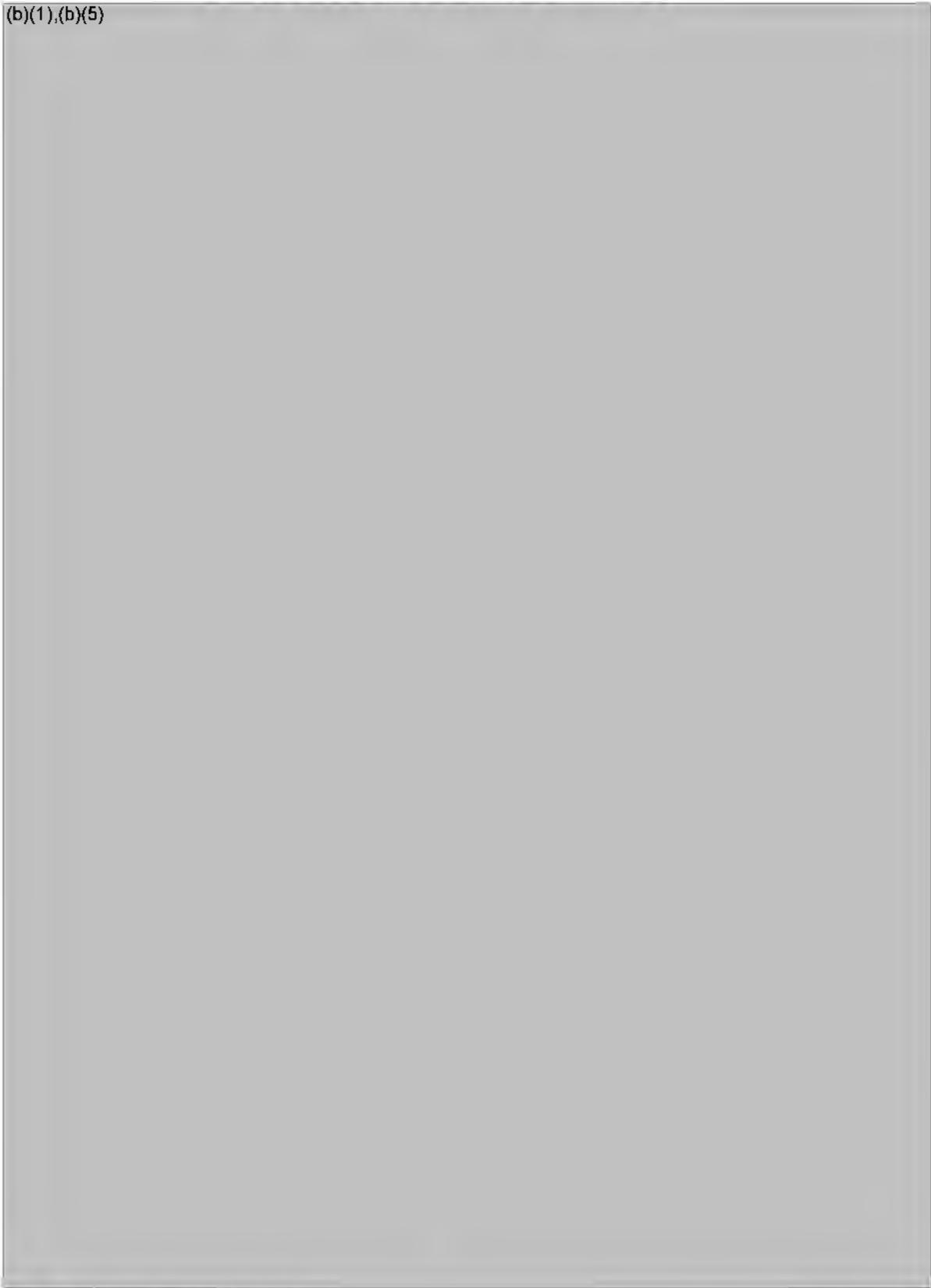
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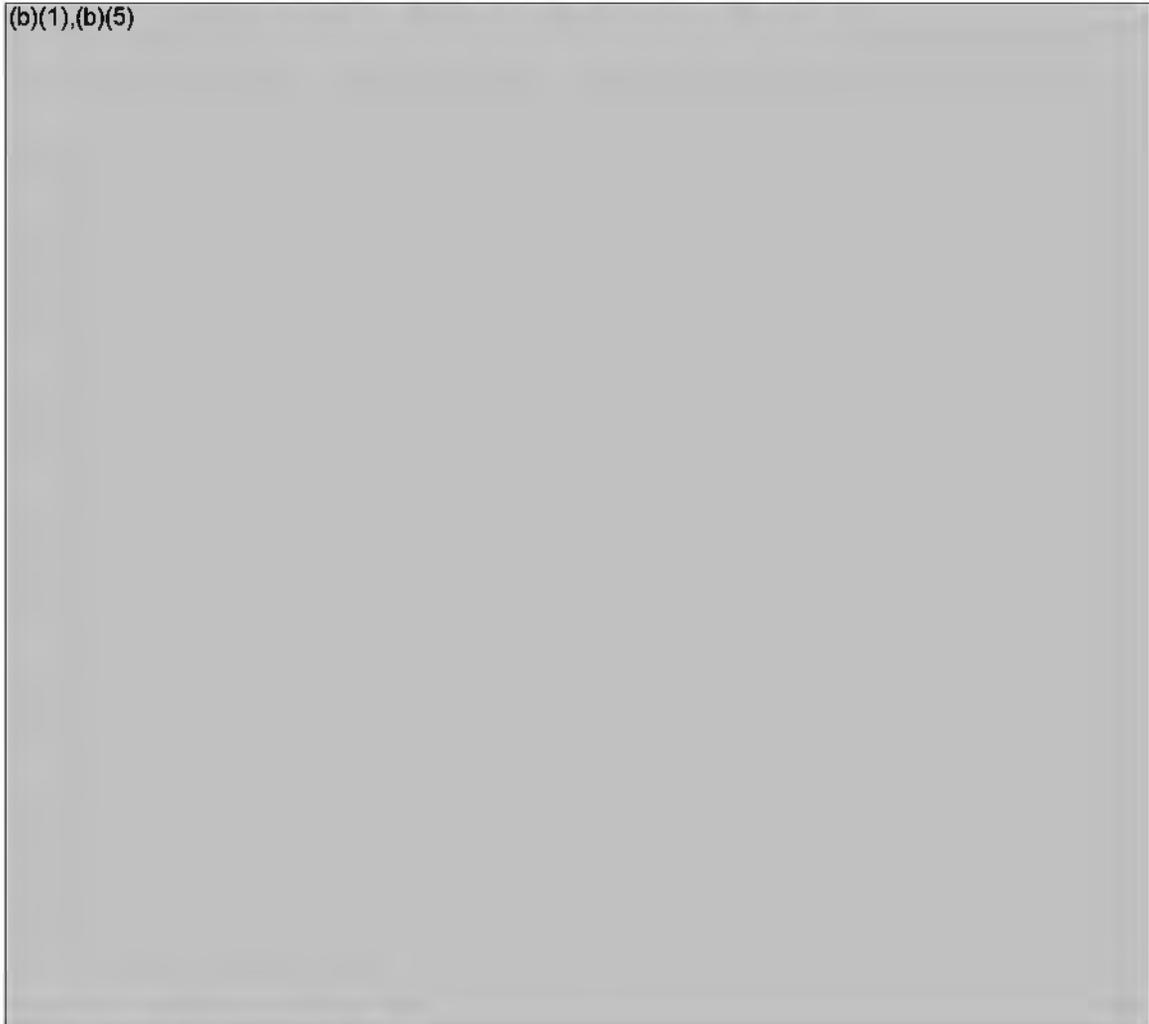
(b)(1),(b)(5)



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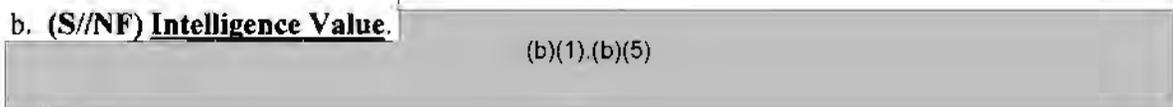
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Enclosure (6)
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(b)(1),(b)(5)

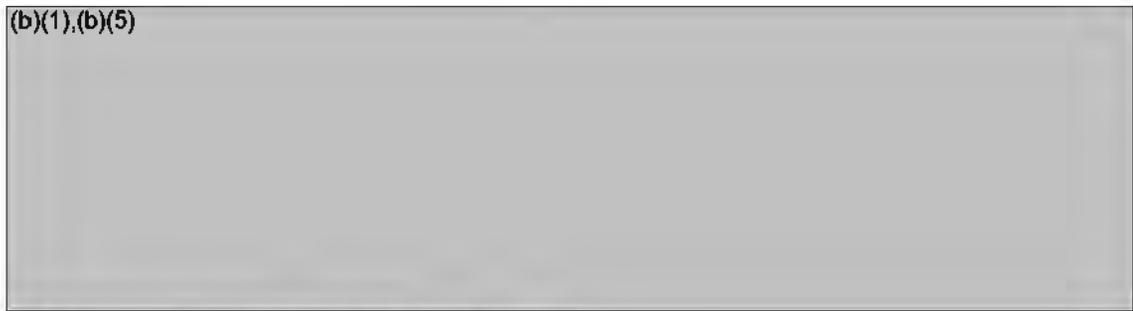


b. **(S//NF) Intelligence Value.**

(b)(1),(b)(5)



(b)(1),(b)(5)



c. **(U) Detainee Treatment Act Consideration.**

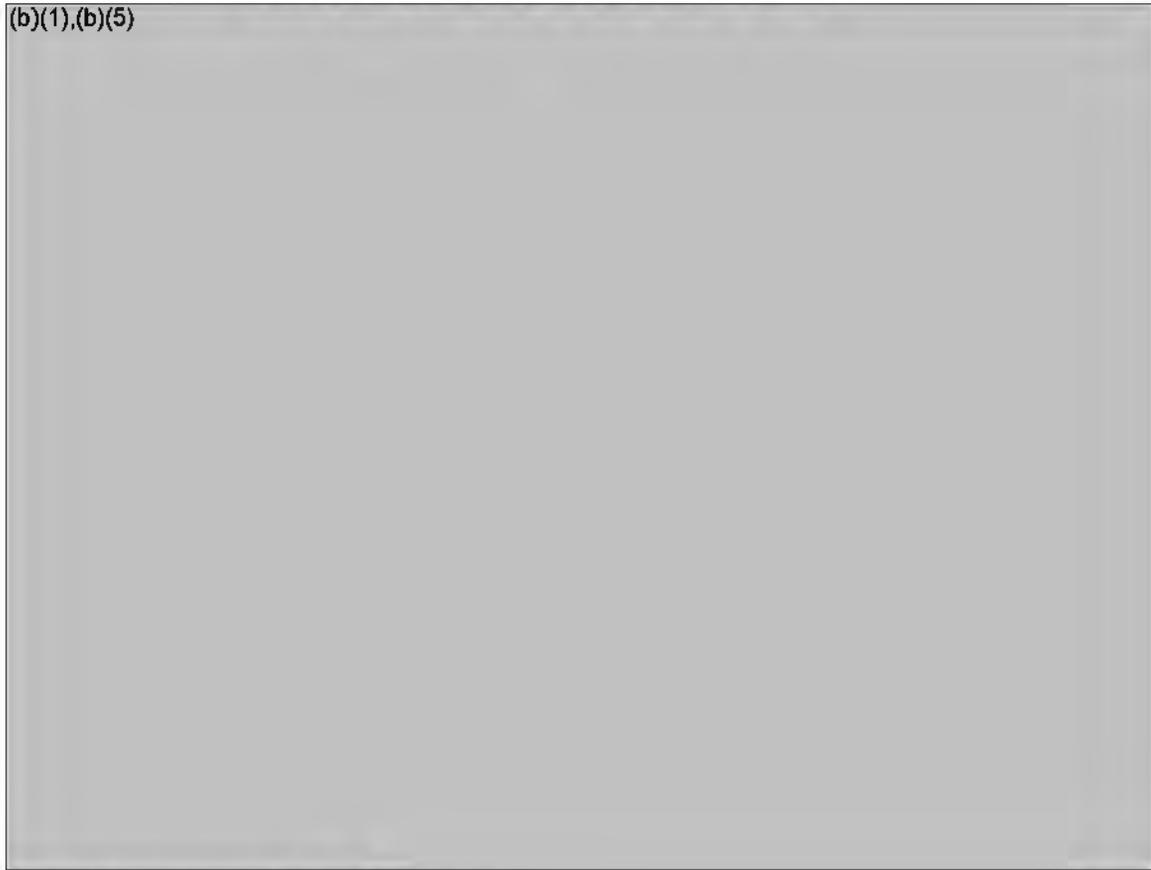
(b)(1),(b)(5)



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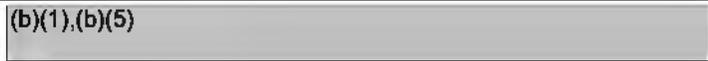
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Enclosure (6)
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(b)(1),(b)(5)

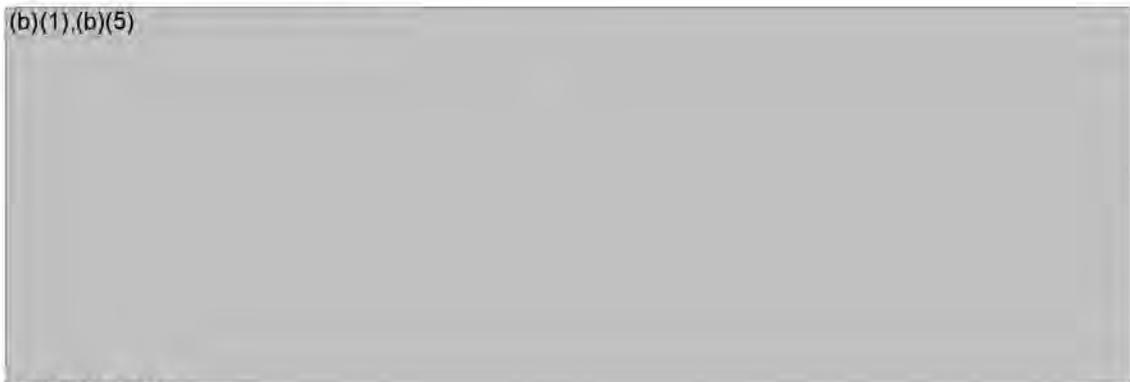


d. ~~(S//NF)~~ Recommendation.

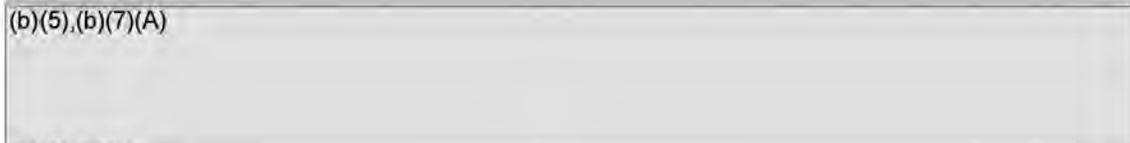
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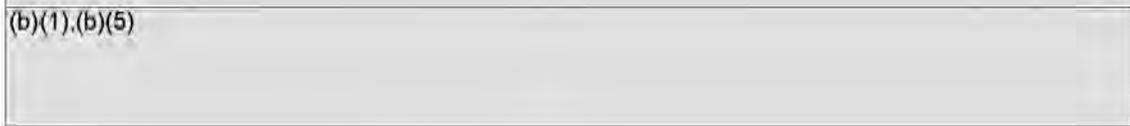
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(b)(5),(b)(7)(A)



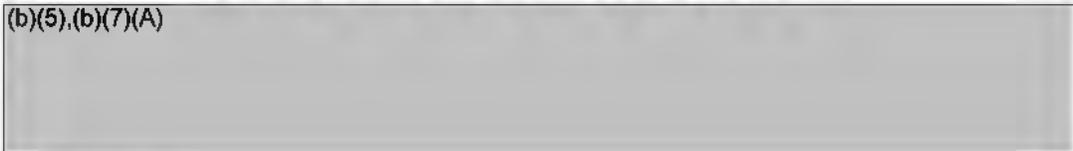
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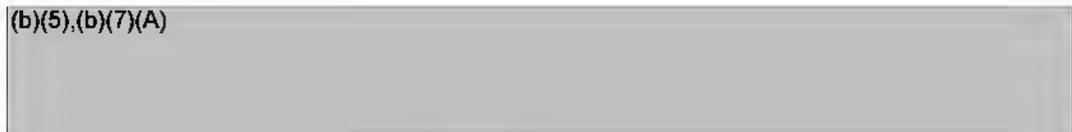
(b)(5),(b)(7)(A)



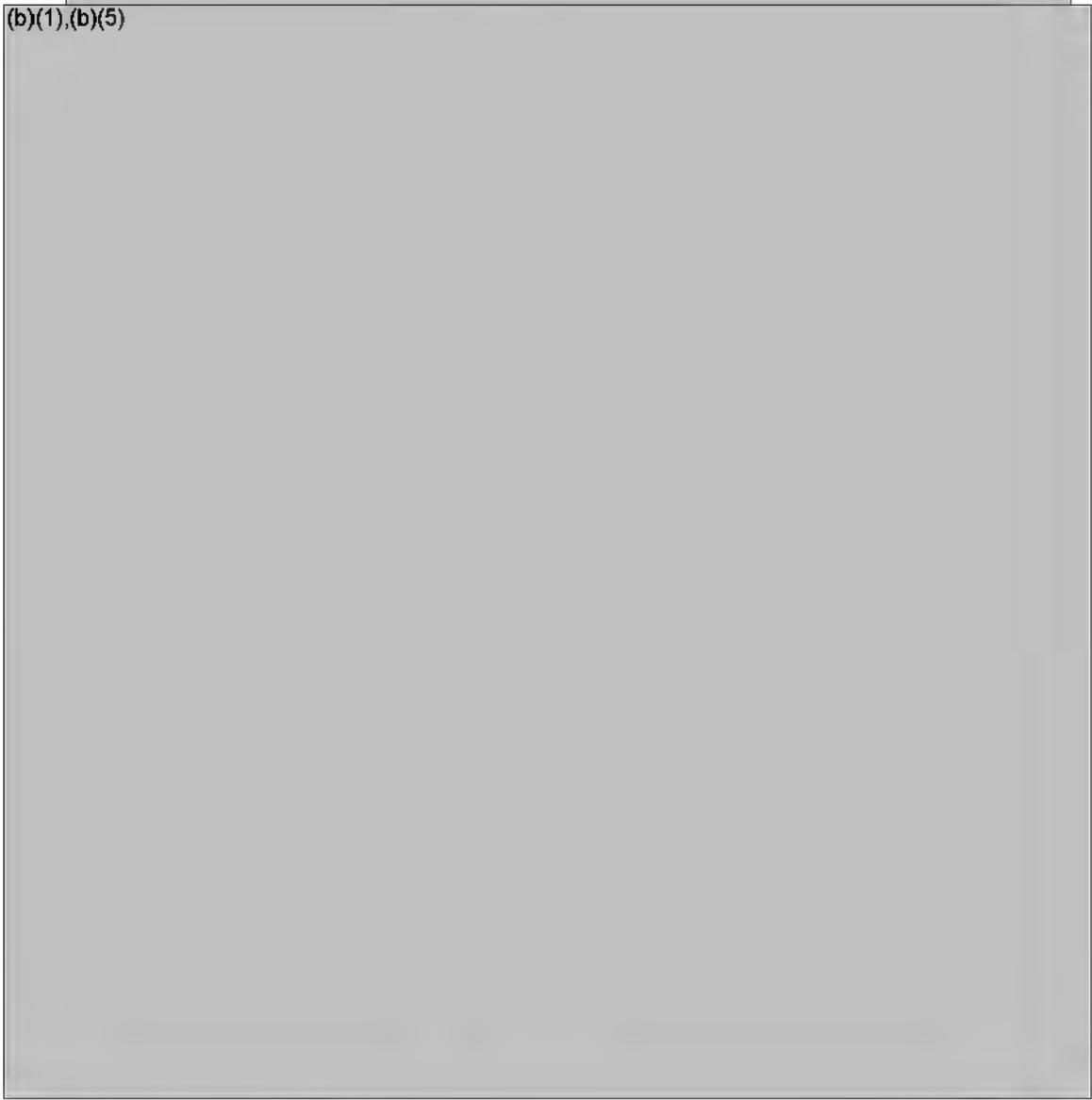
(b)(1),(b)(5)



(b)(5),(b)(7)(A)



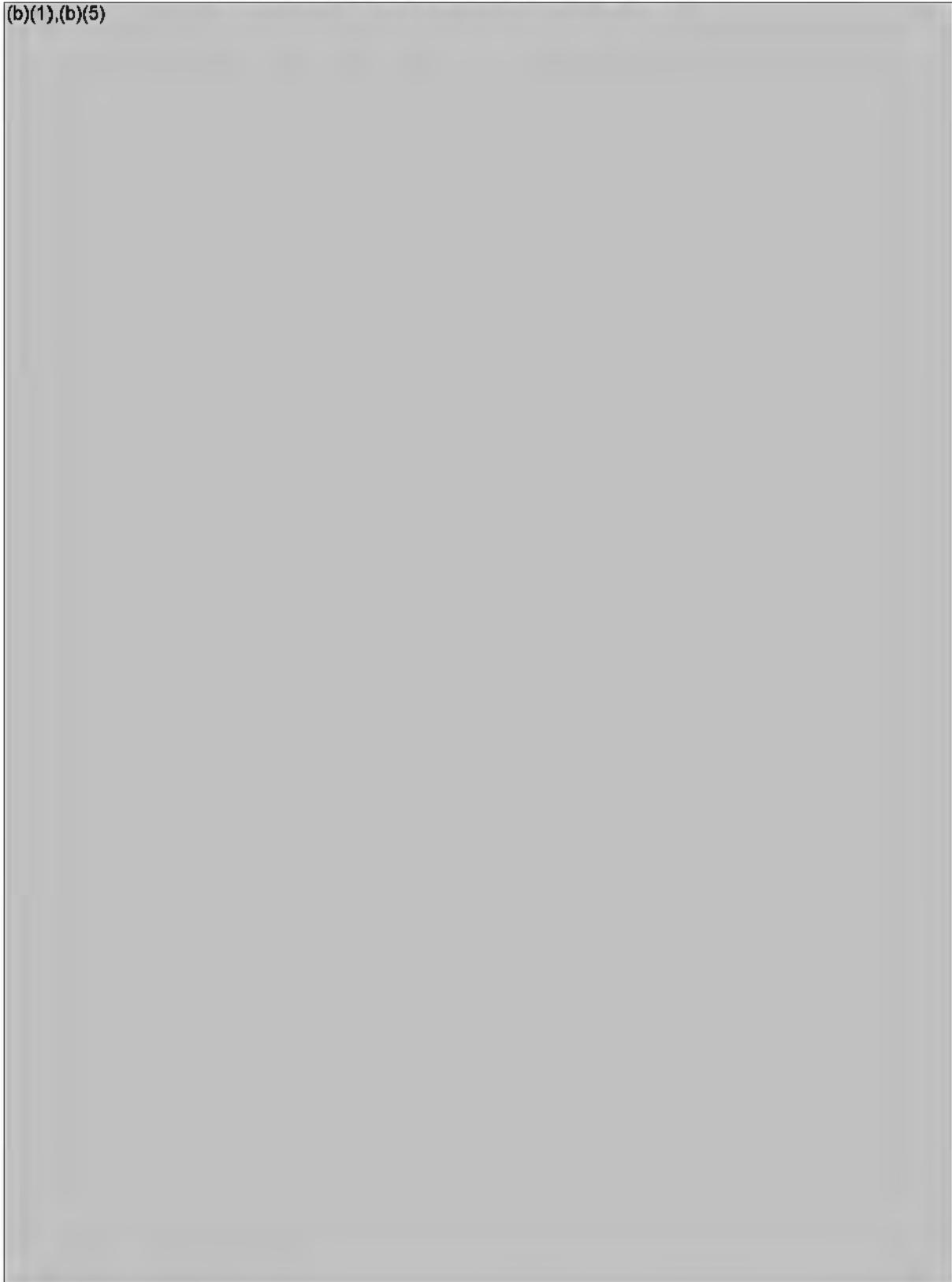
(b)(1),(b)(5)



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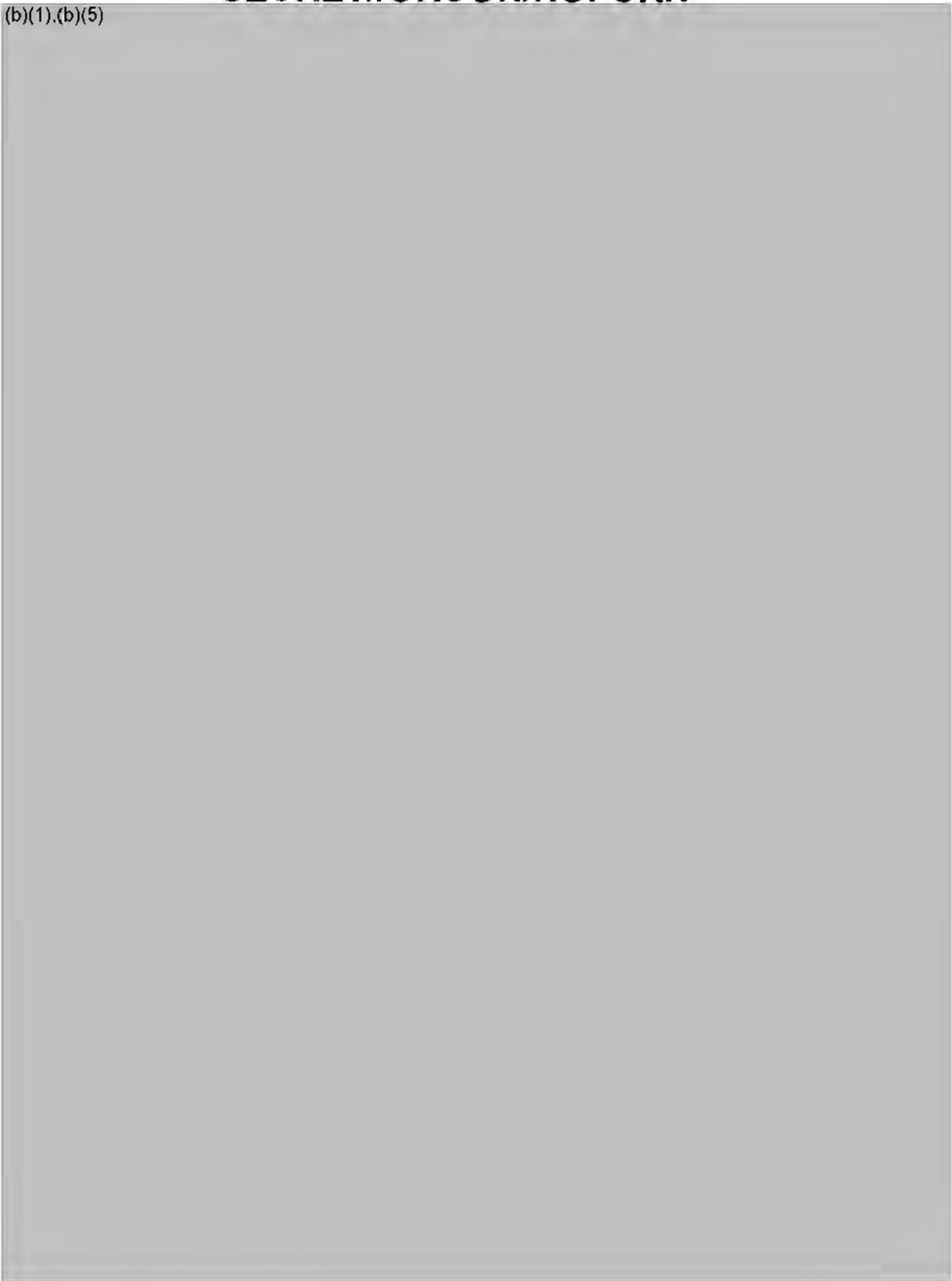
(b)(1),(b)(5)



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(b)(1).(b)(5)



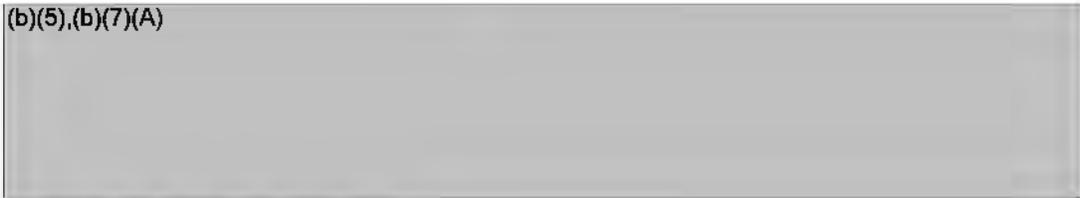
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(b)(1),(b)(5)

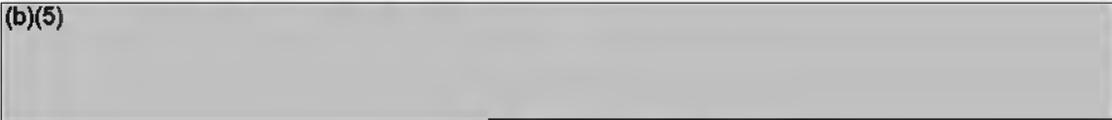


(b)(5),(b)(7)(A)

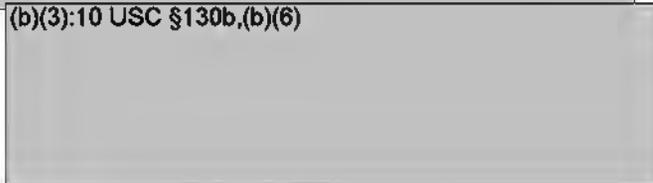


7. (U) Board Members' Voting Results

(b)(5)



(b)(3):10 USC §130b,(b)(6)



Colonel, USA
Presiding Officer

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Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

06 November 2008

To: SULTAN, ASHRAF SALIM ABD AL SALAM

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF SULTAN, ASHRAF SALIM ABD AL SALAM

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) **Commitment**
 - 1) The detainee stated he was wanted by the Libyan government for handing out pamphlets and holding discussions promoting religion.
 - 2) Due to fears of temporary incarceration based on his activities as an activist, the detainee stated he left Libya and traveled to Medina, Saudi Arabia, via Cairo, Egypt and Jordan. The detainee stated he was in Saudi Arabia about three weeks, during which time he applied to the University of El Medina. The detainee stated his application was subsequently turned down.
 - 3) During his three week stay in Saudi Arabia, the detainee stated he stayed at a mosque. The detainee stated that the young men of the mosque provided the detainee with approximately 7,000 Saudi Riyals.
 - 4) The detainee stated he left Medina, Saudi Arabia, and traveled to Damascus, Syria, because no visa was required to enter. The detainee stated he unsuccessfully applied to the University of Damascus and then traveled to Khartoum, Sudan.
 - 5) The detainee stated he was questioned and harassed by Sudanese intelligence agents because he did not have proper documentation. The detainee stated he left Sudan around June 1995 and flew to Jeddah, Saudi Arabia, then traveled to Medina, Saudi Arabia, and further traveled on to Mecca, Saudi Arabia. After four to five weeks in

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DMO Exhibit 01
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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF SULTAN, ASHRAF SALIM ABD AL SALAM

- Mecca, he returned to Jeddah where he was arrested for having an expired visa. The Saudi government sent him back to Damascus, Syria.
- 6) The detainee stated that once back in Damascus, Syria, he stayed there for about a year working as a construction laborer. Around August 1996, the detainee stated he returned to Khartoum, Sudan.
 - 7) The detainee stated a Sudanese intelligence agent told him to leave Sudan in 1997 or he would be handed over to Libya. The detainee stated that the agent gave the detainee a false Yemeni passport with a visa for Pakistan and an airline ticket.
 - 8) The detainee stated he left Sudan and traveled to Peshawar, Pakistan, via Qatar and Karachi, Pakistan. The detainee stated in Peshawar he became a self-employed merchant.
 - 9) The detainee stated that he when he first arrived in Peshawar, Pakistan; he slept at a local mosque located in the suburbs. During this time, the detainee stated he met a Libyan family. The family took the detainee into their home and after approximately one year, the detainee stated he married their daughter.
 - 10) In November 2001, the detainee sent his family to Peshawar, Pakistan, and he decided to walk through a mountainous area into Pakistan. He was arrested on 18 December 2001, by Pakistani police.

b) Connections/Associations

- 1) The detainee stated he left Syria in 1995 and flew to Khartoum, Sudan, where he stayed with a Libyan national from the detainee's home town. The detainee stated that while in Khartoum, he also stayed with two Libyan men who were engaged in selling false documents and visas and were also fleeing the Libyan government.
 - a. According to another detainee, the Libyan national mentioned in the paragraph above was a purchasing agent for al Wafa who had lived with his family in Afghanistan for a long time.
 - b. Executive Order 13224 lists al Wafa as a Specially Designated Global Terrorist Entity.
- 2) The detainee stated he married the step-daughter of his neighbor who was a veteran mujahid. The woman was the daughter of a Russian who died in jihad and had another deceased step-father who was a Libyan Islamic Fighting Group member. They had a daughter and the detainee stated he traveled with them to Pakistan, then Afghanistan in the year 2000.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF SULTAN, ASHRAF SALIM ABD AL SALAM

- a. The Libyan Islamic Fighting Group has pledged to overthrow Muammar Qadhafi's Libyan government. Some members are aligned with Usama bin Laden's al Qaida organization or are active in the international Mujahedin network.
- 3) The detainee joined the Libyan Islamic Fighting Group, and was assigned to the military council, and was employed by a subsidiary of the al Qaida organization in Sudan.
- c) **Training**
 - 1) The detainee underwent training at the Khalden and Jihad Wal camps in Afghanistan.
 - a. Reportedly, new jihadists arrived every week at the Khalden training camp. The four courses taught at the Khalden camp included basic weapons training for two weeks, artillery training for approximately one week, topography training for one to two weeks, and military tactics training for approximately four weeks.
 - b. Reportedly, trainees went to Jihad Wahl for cover and concealment training, rappelling training, and motorcycle ambush (specifically kidnapping by carjacking) training.
- d) **Other Relevant Information**
 - 1) The detainee sought refuge in the Tora Bora Mountains after 11 September 2001.
 - 2) It was reported that the detainee was in Tora Bora, Afghanistan as a fighter.
 - 3) The detainee worked at a school affiliated with the Libyan Islamic Fighting Group.
4. **The following primary factors favor release or transfer:**
 - a) The detainee stated he had no additional military-type training other than the Kalashnikov, Belgium handgun, and hand grenade weapons training mandated for all high school students by the Libyan government.
 - b) The detainee stated he is not a member of the Libyan Islamic Fighting Group, al Qaida, or Taliban and only received training while he was in high school as part of a national Libyan requirement.
 - c) The detainee stated in July 2004 that he now wanted to cooperate with all interviewers and that he would not mind being interviewed every day if that was possible.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF SULTAN, ASHRAF SALIM ABD AL SALAM

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

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DMO Exhibit 1
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Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
 at U.S. Naval Base Guantanamo Bay, Cuba
 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official (U)

THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U) *dit*

FROM: Director, OARDEC (U) *10/12/10/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 269 (CHAD)

- o (S//NF) Subject ARB was held on 26 Sep 08 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value:
- Other Factors:

- o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:
 (b)(1),(b)(5)

- o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

- o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

- o ~~(S//NF)~~ RECOMMENDATION: (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *[Signature]*
 Or Transfer _____ Release _____

- o (U) Attachments:
 Tab A OARDEC SJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

SECRET//ORCON/NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 269

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee being present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee refused to attend the interview.

d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the detainee in accordance with JDG Standard Operating Procedures. The AMO received written confirmation of delivery to the detainee from the JDG.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

b. (U) The ARB reviewed and considered information contained in DMO-01 through DMO-46.

Derived From: Multiple Sources
Declassify On: 25X1-Human

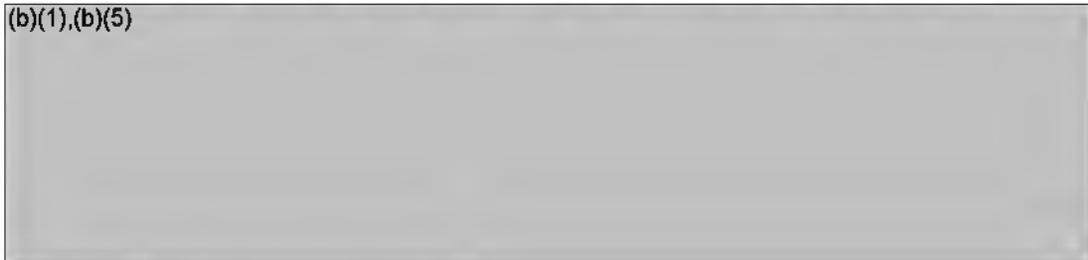
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Enclosure (5)
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SECRET//ORCON/NOFORN

(U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included in enclosure (6):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)



(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)



(3) (U) Federal Bureau of Investigation (FBI)

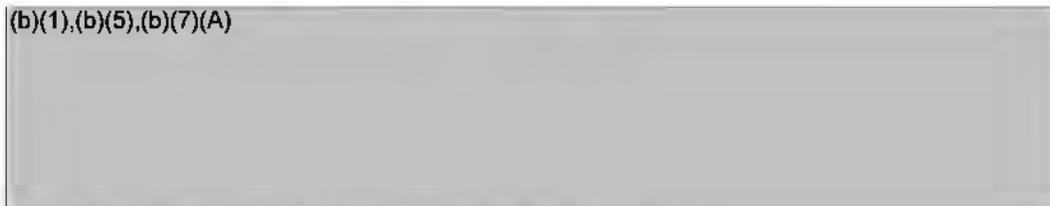
(b)(5),(b)(7)(A)



in the

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)



(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)



(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)



(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) **Third Party / Home Country Statements**

(b)(5)

5. (U) **Consultations with the Administrative Review Board Legal Advisor**

(b)(5)

6. (U) **Additional Information**

(b)(1),(b)(5)

7. (U) **Conclusions and Recommendation of the Administrative Review Board**

a. **(S//NF) Threat Level.**

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

(b)(1),(b)(5)

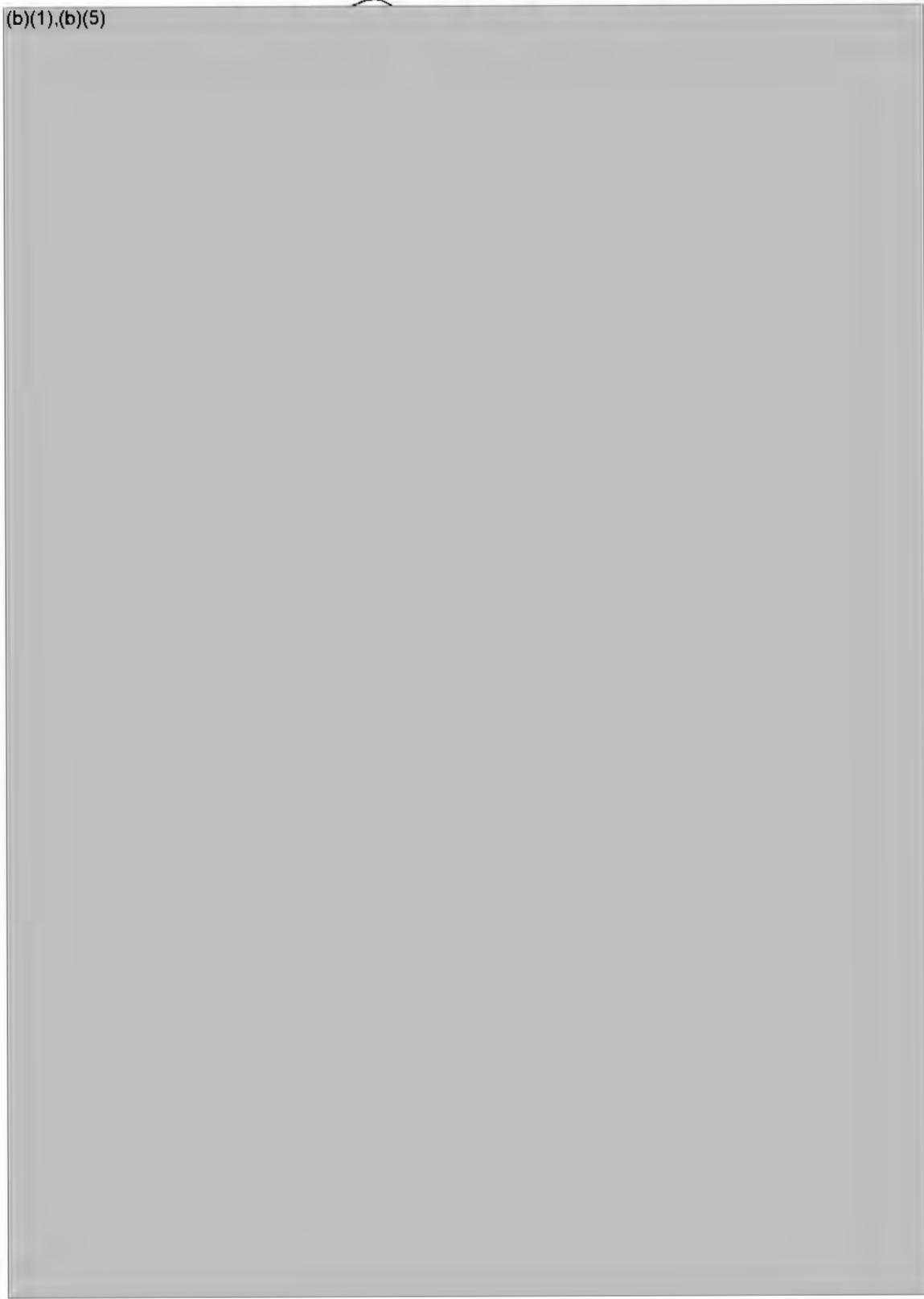
(b)(5),(b)(7)(A)

(b)(1),(b)(5)

Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
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(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

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(b)(5)

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(8) **(S//NF) Intelligence Value.** (b)(1),(b)(5)
(b)(1),(b)(5)

(b)(1),(b)(5)

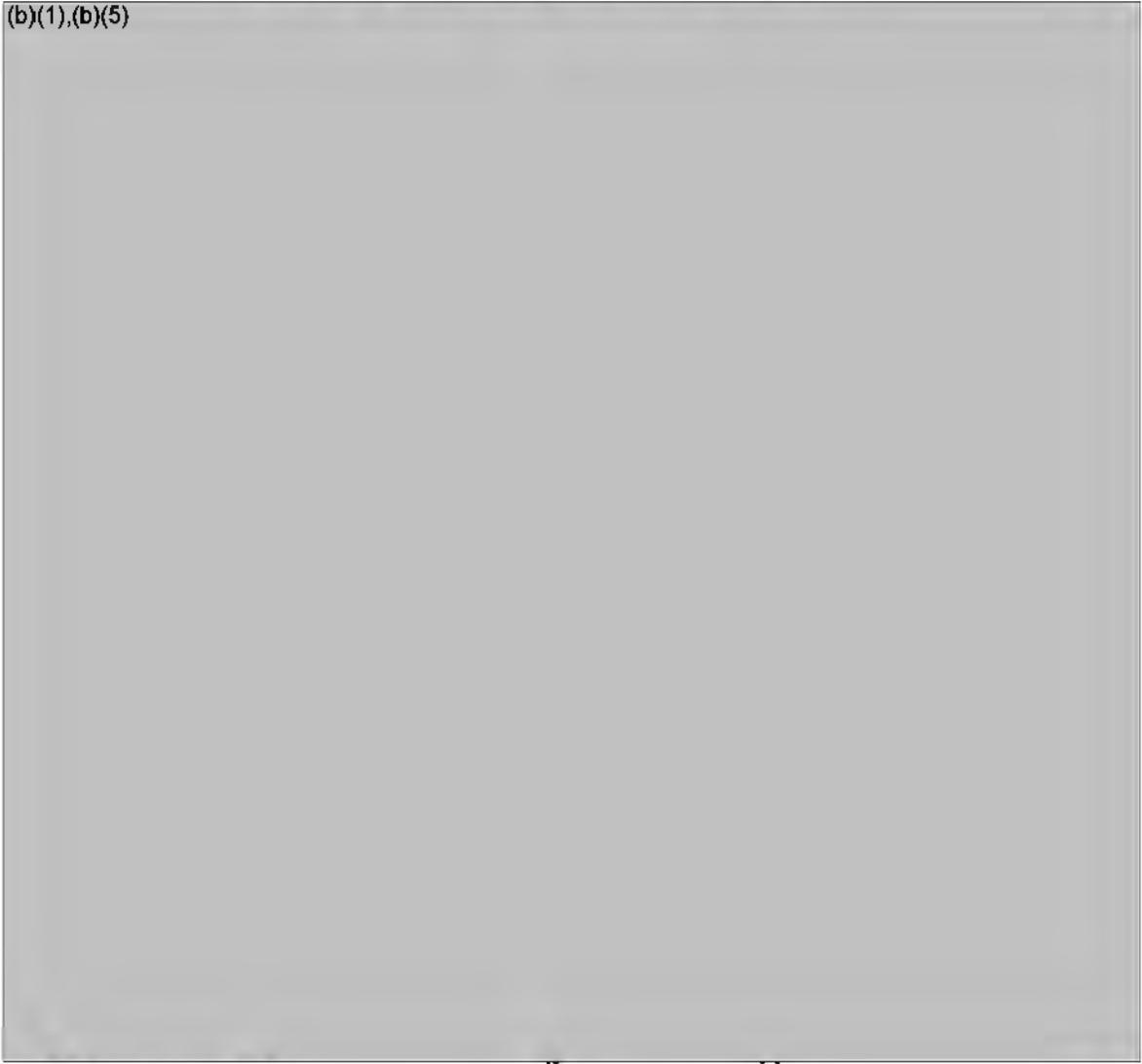
b. **(U) Detainee Treatment Act Consideration.**

(b)(1),(b)(5)

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 269
Enclosure (5)
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(b)(1),(b)(5)



c. (U) Recommendation.

(b)(1),(b)(5)

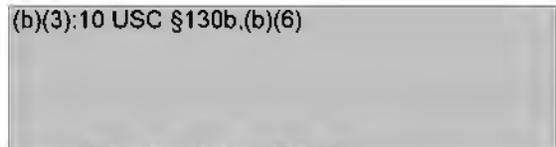


8. (U) Board Members' Voting Results

(b)(5)



(b)(3);10 USC §130b,(b)(6)



Colonel, U.S. Air Force
Presiding Officer

Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
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UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

23 September 2008

To: AL QARANI, YOUSEF ABKIR SALIH

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF AL QARANI, YOUSEF ABKIR SALIH

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.

2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.

3. The following primary factors favor continued detention:

a) **Commitment**

- 1) The detainee stated he wanted to leave Saudi Arabia because there were no education or other opportunities available to him. The detainee stated he heard from Pakistanis that there were opportunities to learn about computers and English in Pakistan.
- 2) The detainee stated he traveled to Jiddeh, Saudi Arabia, to obtain a passport at the Chadian Embassy. The detainee stated he paid for a fraudulent passport; the fraudulent passport allowed the detainee to stay in Pakistan for five to six months instead of just two months. The detainee's passport had the name Yousef Abkir Saleh and a false date of birth. The detainee stated he then went to the Pakistani Embassy and obtained a five to six month visa to Pakistan.
- 3) The detainee stated he traveled from Medina, Saudi Arabia, to Karachi, Pakistan, on approximately 13 June 2001. The detainee stated he arrived in Pakistan with 8,000 to 10,000 Saudi Arabian Riyals.
- 4) The detainee stated he met two men in Pakistan. The detainee stated one of the men agreed to help the detainee register for computer and English courses but he was unable to locate any new schools accepting new students. The detainee stated he agreed to one

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UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL QARANI, YOUSEF ABKIR SALIH

of the men's suggestion to do a dawa, missionary work, while they waited for the schools to accept new students.

- 5) The detainee stated he traveled to villages around Afghanistan where he bought and distributed food with a group of people associated with Jamat-al-Tabligh.
 - a) Jamat-al-Tabligh has been supporting Islamic terrorist groups in South and Southeast Asia under the cover of conducting religious activities. The group is closely aligned with other Pakistani terrorist organizations and the al Qaida network.
- 6) Reportedly, the detainee traveled from the al Farouq Training Camp to Kandahar, Afghanistan, and then to Kabul, Afghanistan.
- 7) The detainee was captured by Pakistani forces as part of a group of 84 Mujahedin fighters who crossed the border from the Nangarhar Province of Afghanistan into Pakistan after 11 September 2001.
- 8) The detainee stated he lost his passport about five months after arriving in Pakistan. The detainee stated he went to a police station in Karachi, Pakistan, to report the lost passport and was then arrested.
- 9) The detainee was said to be a member of al Qaida.
- 10) It was reported the detainee was singing about what he was going to do to the Americans with his AK-47 and his Bika. It was reported the detainee belonged to the London cell and was friends with all the British detainees before they left. It was reported the detainee would die for al Qaida and Usama bin Laden.
- 11) Reportedly, the detainee was at the Nebras guesthouse and went later to al Farouq to attend training.
 - a) Reportedly, the Nebras Arab guest house in Kandahar, Afghanistan, was used by Usama bin Laden and fighters heading to the al Farouq Training Camp. Arabs bound for training at al Farouq would gather at Nebras until about 25-30 were in the group and then they were transported to al Farouq. Usama bin Laden would come to Nebras to greet the fighters before they went to training.
- 12) Reportedly, the detainee was at the Arab guest houses in Kabul, Afghanistan, and Kandahar, Afghanistan, with a member of al Qaida who swore bayat to Usama bin Laden.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL QARANI, YOUSEF ABKIR SALIH

b) Connections/Associations

- 1) It was reported that the detainee's claim of being a humanitarian and relief worker is a cover story. Reportedly, the detainee is a fighter and answered the call to jihad.
- 2) It was reported that the detainee was at the al Ansar guest house and is associated with the London al Qaida cell.
- 3) The detainee's name was found in a document in an al Qaida associated safe houses in Pakistan. It listed contact points and telephone numbers for al Qaida Mujahedin in Pakistan.
- 4) The detainee is a low-level al Qaida fighter.
- 5) The detainee's name was on a chart listing the names of captured Mujahedin. This information is associated with an individual.
 - a) Khalid Sheikh ((Mohammad)) was one of the masterminds behind the 11 September 2001 terrorist attacks on New York and Washington.
- 6) The detainee's name appeared on a handwritten letter with materials linked to al Qaida.
- 7) The detainee's name was found on a list of Arabs incarcerated in Pakistan.
- 8) Reportedly, the detainee was friends a man who was with the Jamat-al-Tabiligh and a member of al Qaida.
- 9) Reportedly, the detainee was friends with a man who belonged to a terrorist cell and is a member of al Qaida in London, United Kingdom.
- 10) Reportedly, the detainee was a member of the London, United Kingdom, cell and was friends with other members of the London cell.

c) Training

- 1) The detainee traveled to Afghanistan after 11 September 2001 and had been given basic training on the AK-47.
- 2) The detainee reportedly trained at al Farouq and fought at Tora Bora.
 - a) Reportedly, the al Farouq Training Camp was funded by al Qaida and was more advanced than other training camps in Afghanistan. Students taking the basic training

ISN 269
DMO Exhibit 01
Page 3 of 5

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL QARANI, YOUSEF ABKIR SALIH

class at al Farouq received training in weapons, topography and explosives, and took a basic commando course.

d) Other Relevant Data

- 1) Reportedly, the detainee claims to have traveled to Afghanistan to work for a Muslim relief organization, but in fact, he traveled there to fight with the Taliban/al Qaida.
- 2) The detainee stated he was arrested with a watch but thought it was switched by the Pakistanis. It was reported the detainee's watch was a Casio, a watch given to graduates of al Farouq.
 - a) The Casio Watch (Model F-91W) has been used in bombings that have been linked to al Qaida and radical Islamic terrorist improvised explosive devices.
- 3) The detainee was shown a photograph of himself taken by American troops in Kandahar, Afghanistan, and asked to point out where any bruises or signs of a beating were located. The detainee stated he lied about the beatings.

4. Factors Favoring Release or Transfer:

- a) The detainee stated that after he was arrested he was bound, electrically shocked and beaten. The detainee stated the Pakistani police told him he would be sold to the Americans. The detainee stated that while being beaten, the police told him to tell the Americans he entered Afghanistan, knew Usama bin Laden and was a part of al Qaida.
- b) The detainee stated he admitted to being a member of al Qaida while in Kandahar, Afghanistan, but stated he said this after being yelled at by Egyptian forces and beaten by American forces.
- c) The detainee stated he had no weapons training and no association with Mujahedin.
- d) The detainee stated he had no knowledge of the attacks in the United States prior to their execution on September 11th, and also denied knowledge of any rumors or plans of future attacks on the United States or United States interests.
- e) The detainee stated that he only traveled to Pakistan to obtain formal education in English and computers. The detainee stated that he was only pursuing his goal in order to obtain better employment and take care of his family.
- f) The detainee stated he has never once lied to interrogators and has remained cooperative. The detainee stated that he never went to Afghanistan, that he only lived in Pakistan, and

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL QARANI, YOUSEF ABKIR SALIH

that the Pakistani government sold him for American money. The detainee stated he has no problems with America.

- g) It was reported that the information about the detainee receiving special training at al Farouq was not true.
- h) It was reported the detainee is of no value to the United States and does not know anything.
- i) It was reported that the detainee was nothing in al Qaida. It was reported the detainee lied about his background because the detainee was afraid that if he returned to Saudi Arabia, he would go to jail there. It was reported the detainee was afraid of his family's neighbors and of causing problems for his family in Saudi Arabia.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *10/10/08*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 307 (SYRIA)

o ~~(S//NF)~~ Subject ARB was held on 25 June 2008 resulting in a ~~(b)(1),(b)(5)~~ recommendation to ~~(b)(1),(b)(5)~~ based on the following:

- Threat Assessment: ~~(b)(1),(b)(5)~~
- Intelligence Value: ~~(b)(1),(b)(5)~~
- Other Factors: ~~(b)(1),(b)(5)~~

o ~~(S//NF)~~ Intelligence inputs used in the ARB's determination of this EC's case include:

~~(b)(1),(b)(5)~~

o ~~(S//NF)~~ Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

o ~~(S//NF)~~ The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

o ~~(S//NF)~~ RECOMMENDATION: ~~(b)(1),(b)(5)~~ detention of the EC by initialing:

~~(b)(1),(b)(5)~~ (Detain) *[Signature]*
 Or Transfer _____ Release _____ *9-15-08*

o (U) Attachments:

- Tab A OARDEC SJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

Classified By: Presiding Officer's Memorandum of Administrative Review Board Panel #129
 Source Marked: 25X1
 Source Dated: 27 Jun 08

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 307**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings, was uncooperative or unresponsive, and refused to attend the interview.

d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the detainee. The AMO received written confirmation of delivery to the detainee from the JDG.

(b)(1),(b)(5)

al

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

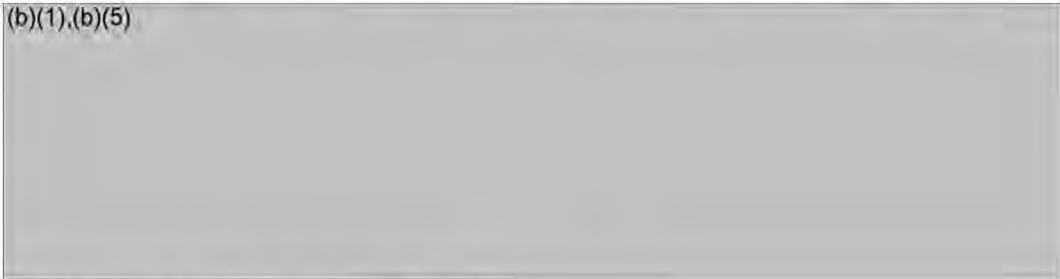
g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

- a. (U) The ARB reviewed the ARB 3 package.
- b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-31.
- c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)



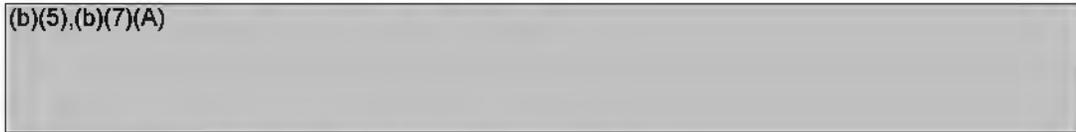
(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)



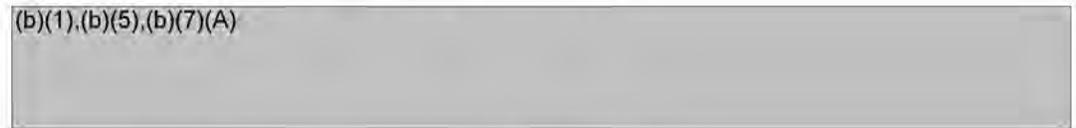
(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)



(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)



(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)



(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)



(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ Threat Level. (b)(1),(b)(5)

(b)(1),(b)(5)

(b)(1),(b)(5)



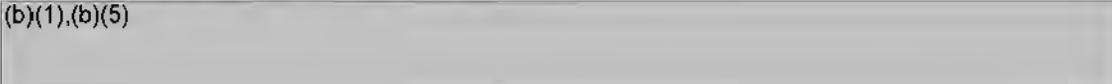
b. ~~(S//NF)~~ Intelligence Value. (b)(1),(b)(5)

(b)(1),(b)(5)

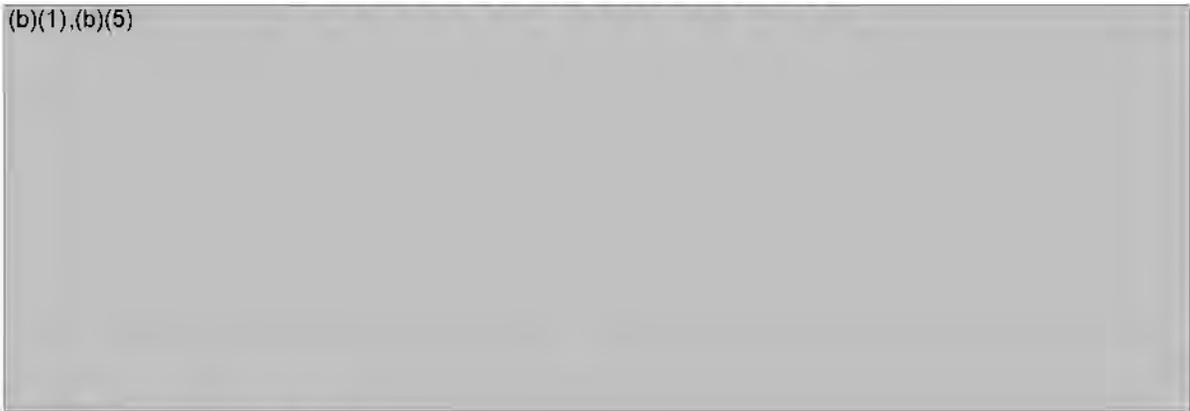


c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)

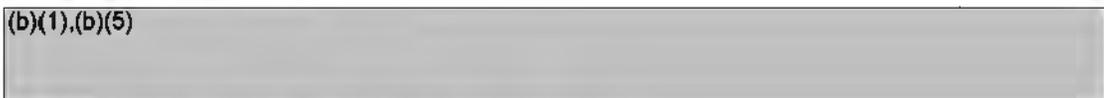


(b)(1),(b)(5)



d. (U) Recommendation.

(b)(1),(b)(5)

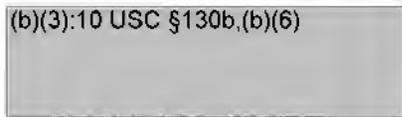


7. (U) Board Members' Voting Results

(b)(5)



(b)(3):10 USC §130b,(b)(6)



Colonel, U.S. Air Force
Presiding Officer

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Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

17 June 2008

To: KHANTUMANI, ABD-AL-NISR MOHAMMED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF KHANTUMANI, ABD-AL-NISR MOHAMMED

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.

2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.

3. The following primary factors favor continued detention:

a) Commitment

1. The detainee stated he went to Afghanistan because he thought he could start a new life in Afghanistan and there were opportunities to start his own restaurant. The detainee stated he believed the Taliban controlled society in Afghanistan was safer for his family more so than Syria.
2. The detainee stated he traveled to Afghanistan by bus through Turkey and Iran.
3. The detainee reportedly arrived in Afghanistan in May 2001, approximately four months before the September 11 attacks.
4. The detainee was identified as a member of al Qaida.
5. Reportedly, the detainee was a member of the Abu Mus Ab al Zarqawi Group. Reportedly, the detainee had extensive knowledge of the al Qaida and the Zarqawi Networks' use of explosives and improvised explosive devices (IEDs).

(a) Executive Order 13224 lists the al Zarqawi Network as a Specially Designated Global Terrorist Entity.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KHANTUMANI, ABD-AL-NISR MOHAMMED

6. The detainee, and his son, were identified as being part of al Qaida. The detainee was identified as providing a safe house in Jalalabad, Afghanistan and was a well known explosives expert in Tora Bora.
7. The detainee was reported as being the companion of Abu Musab al Zarqawi from 1996 to 1999. The detainee was identified as having been in Tora Bora, Afghanistan with some other detainees and al Qaida personnel.
8. The detainee stated to several other GTMO detainees that he made allegiance to the radically extreme Islamic movement, despite his family's disapproval.

b) Connections/Associations

1. The detainee was on a list showing his affiliation with al Qaida or other Islamic extremist groups. The list stated the detainee was a radical terrorist who received several military courses at al Qaida camps, and fights with Usama Bin Laden's forces.
2. The detainee stated that the Afghanistan Internal Security requested that he stay with another Syrian because they had a common language. The detainee stated he was not forced to stay with this Syrian and he went willingly and stayed for one year, until approximately spring 2000.

(a) The Syrian he stayed with was identified as being at al Farouq in the fall of 2001.

3. The detainee's name, and his son's name, were found on a CD seized from a suspected al Qaida safe house in Pakistan.

c) Training

1. The detainee stated he was trained in the use of the Kalashnikov rifle while in the Syrian military.
2. The detainee was reported as having lived in Afghanistan near the Syrian guest house. The detainee allegedly trained while staying at the Syrian guest house and is an explosives expert. The detainee allegedly had advanced training on suicide missions in the upper level of the al Farouq Camp.
3. The detainee was reportedly trained on Kalashnikov rifles, pistols, light weapons, grenades, bika weapons system and timed diesel explosives.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KHANTUMANI, ABD-AL-NISR MOHAMMED

d) Intent

Nothing Significant to Report. (NSTR)

e) Other Relevant Data

1. The detainee stated that after hearing of the 11 September 2001 attacks on the radio, he and his family fled via bus from the town they were in to another town in Afghanistan. The detainee stated that when bombing began in Afghanistan he decided to take his family from the area. The detainee stated an Afghani male told him traveling to Pakistan with a large group of males would look suspicious. The detainee stated he and his son separated from the group. The detainee stated his family group was led by one Afghani male and he and his son were led by another.
2. The detainee traveled through the mountains of Afghanistan and was captured by the Pakistani police.
3. The detainee stated that the Pakistani owner of the last place they stayed prior to capture contacted the Pakistani authorities and surrendered the detainee, the detainee's son, and three others to the authorities.
4. The detainee was reportedly in Pakistani custody and being transferred via bus to prison when one of the other prisoners attacked a guard, leading to a struggle in which six Pakistani guards were killed. The bus overturned and the detainee and several other prisoners escaped from the bus, but were subsequently recaptured and turned over to Pakistani authorities.
5. The detainee was on a list of detainees held in Pakistan and was transferred to U.S. military custody from Kohat, Pakistan on 05 January 2002.
6. The detainee had on a silver version of the watch (model A159W) when he was captured. This type of watch has been used in bombings linked to al Qaida.
7. The detainee was reported as a leader in the Guantanamo Bay camp.

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KHANTUMANI, ABD-AL-NISR MOHAMMED

4. The following primary factors favor release or transfer:

- a) The detainee stated he had no knowledge of the Taliban or al Qaida organizations. The detainee stated he was not a combatant in Afghanistan.
- b) The detainee stated he had no knowledge of the attacks in the United States prior to their execution on September 11th and also denied knowledge of any rumors or plans of future attacks on the United States or United States interests.
- c) The detainee stated he has never supported or been affiliated with the mujahedin. The detainee stated he was never required to join the Taliban, and he never joined the Taliban. The detainee stated he was never approached by al Qaida, and was never a part of al Qaida.
- d) The detainee stated he cried when he heard what had happened in the United States on 9/11. The detainee stated that this is totally against his Islamic faith and he does not agree with what happened. The detainee stated he has no problems with the United States military or any country/government.
- e) The detainee denied traveling to Afghanistan for the purpose of supporting Islamic extremism.
- f) The detainee stated he and his family left Syria because of the way the people acted and he liked the way Afghanistan people were, more religious.
- g) The detainee stated he and his son never contacted nor were they ever contacted by the Afghanistan Army, Taliban, or al Qaida.
- h) The detainee was reportedly a simple man trying to migrate to Afghanistan with his family.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

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Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official (U)

THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U) *25X*

FROM: Director, OARDEC (U) *AS/10/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD (ARB) ASSESSMENT AND RECOMMENDATION ICO ISN 312 (SYRIA)

o ~~(S//NF)~~ Subject ARB was held on 12 Aug 2008, resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5)

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

o ~~(S//NF)~~ Intelligence inputs used in the ARB's determination of this EC's case include:
(b)(1),(b)(5)

o ~~(S//NF)~~ Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

o ~~(S//NF)~~ RECOMMENDATION: (b)(1),(b)(5)
(b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *12-15*

Or Transfer _____ Release _____

- o (U) Attachments:
 Tab A OARDEC SJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

SECRET//NOFORN

~~SECRET//ORCON//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 312

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

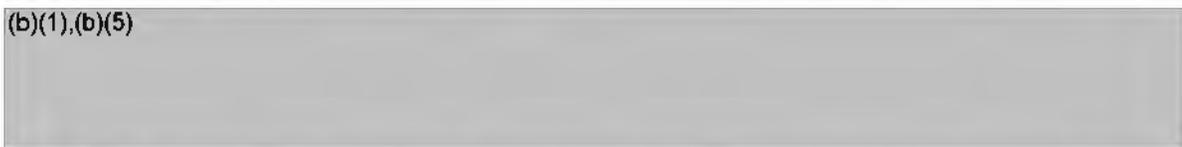
a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the detainee made during the AMO's interview. These comments are documented in Exhibit EC-B.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the detainee, and the detainee appeared to understand the process.

(b)(1),(b)(5)



f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 312
Enclosure (7)
Page 1 of 6

~~SECRET//ORCON//NOFORN~~

3. (U) **Summary of Information Considered**

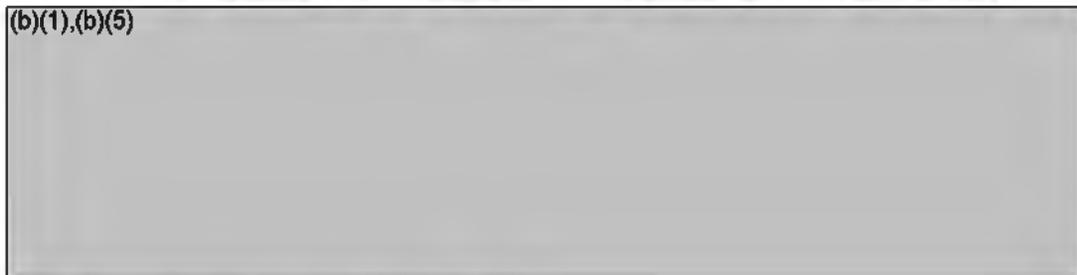
a. (U) The ARB reviewed the ARB 3 package.

b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-31.

c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (8):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)



(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)



(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)



(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)



(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 312
Enclosure (7)
Page 2 of 6

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Additional Information

(b)(1),(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

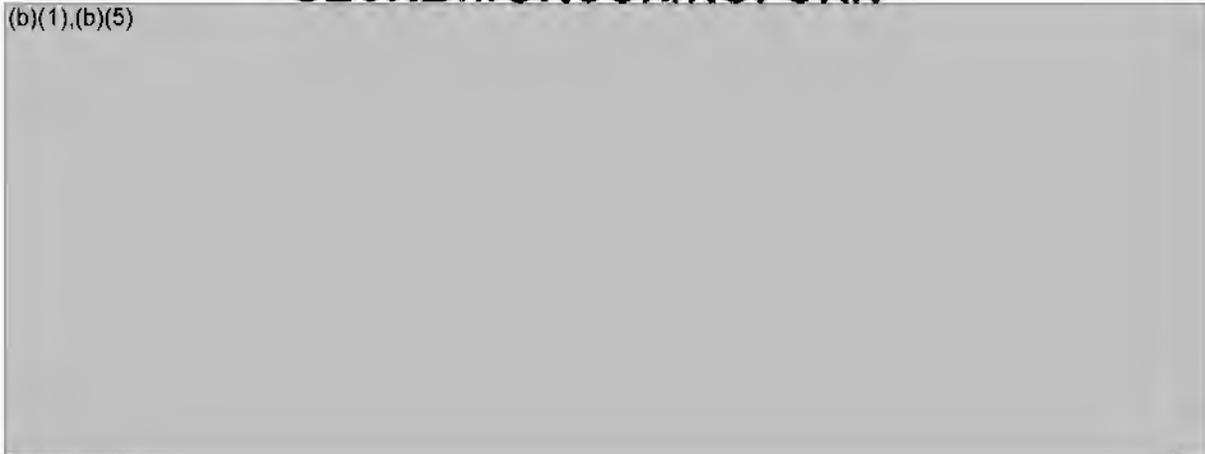
a. ~~(S//NF)~~ Threat Level.

(b)(1),(b)(5)

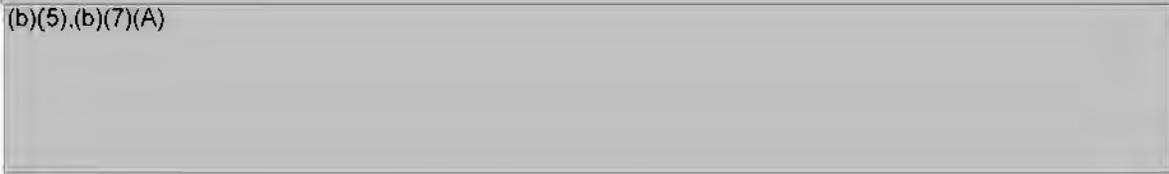
Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (7)
Page 3 of 6

(b)(1),(b)(5)



(b)(5),(b)(7)(A)



(b)(1),(b)(5)



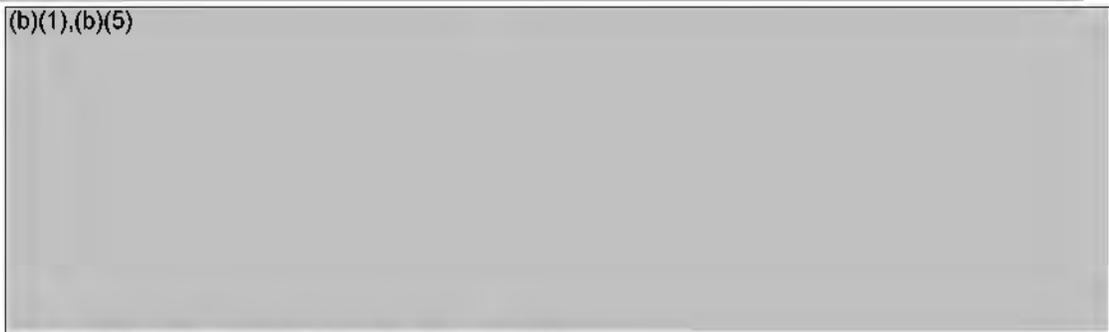
b. (S//NF) Intelligence Value. (b)(1),(b)(5)



(b)(1),(b)(5)



(b)(1),(b)(5)

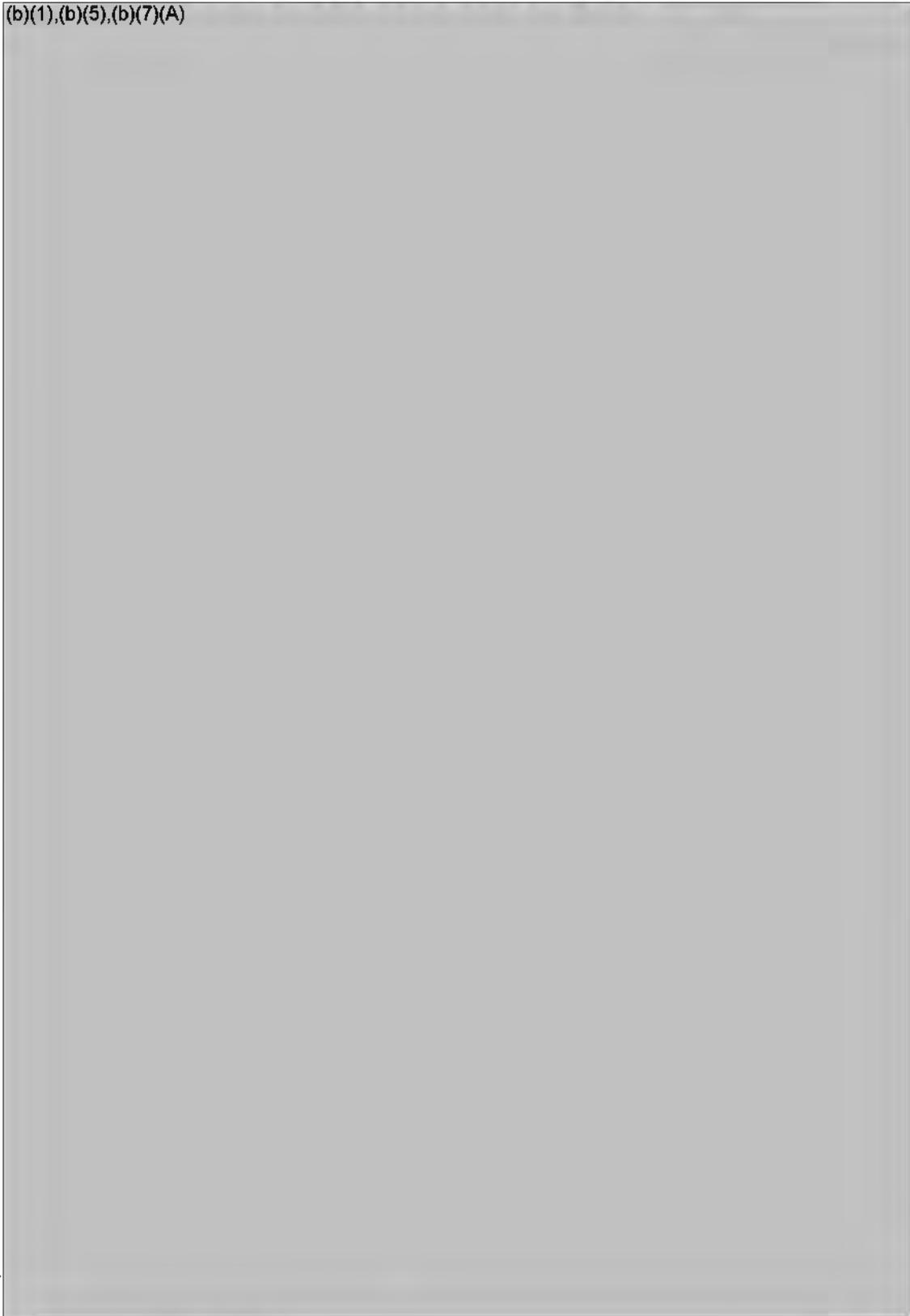


c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)



(b)(1),(b)(5),(b)(7)(A)



Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 312
Enclosure (7)
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(b)(1),(b)(5)

d. (U) Recommendation.

(b)(1),(b)(5)

8. (U) Board Members' Voting Results

(b)(5)

(b)(3):10 USC §130b,(b)(6)

Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

01 August 2008

To: KHANTUMANI, MUHAMMAD

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF KHANTUMANI, MUHAMMAD

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.

2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.

3. The following primary factors favor continued detention:

a) Commitment

1) Reportedly, the detainee was at the Azam guest house in Afghanistan.

a. The Azam guest house was located in the Shar area of Kabul. Groups fighting in the Northern frontline areas of Afghanistan used this house exclusively.

b) Connections/Associations

1) Reportedly, the detainee's father provided a safe house in Afghanistan, and was identified as a well-known explosives expert in the Tora Bora region of Afghanistan.

2) Reportedly, the detainee's father had advanced training on suicide missions in the upper level of the al Farouq camp. Further, it was reported that the father was in Afghanistan with several other al Qaida personnel.

3) Reportedly the detainee and his father were in the same group in the Tora Bora region of Afghanistan and both were assigned a weapon. It was reported that the son carried a Kalashnikov/AK-47 while his father was given a RPG launcher. Reportedly, the detainee was assigned as his father's ammunition carrier, and carried a backpack with extra rocket rounds for the RPG launcher along with his AK-47.

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DMO Exhibit I
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UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KHANTUMANI, MUHAMMAD

- 4) Reportedly the detainee was on a list in an undated letter identifying probable al Qaida members incarcerated in Pakistan.

c) Training

- 1) Reportedly the detainee took weapons training at the al Farouq training camp and was at al Farouq for at least twenty-one days. Reportedly, this took place during the fourth month of the Islamic calendar in 2001.

- a. It was reported that al Farouq training camp in Afghanistan was funded by al Qaida and therefore more advanced than other training camps in Afghanistan. The training at al Farouq consists of two week periods of weapons training, a basic commando course, topography, and explosives.

- 2) Reportedly, the detainee was involved with al Qaida and trained at al Farouq with Kalashnikov rifles, pistols, light weapons, grenades, Bika weapons system (a Russian weapon system that is big, long, and has a number of rounds), and timed diesel explosives (a box with diesel fuel and an alarm clock attached and placed somewhere and set to go off at a certain time).

e) Other Relevant Data

- 1) A source stated the detainee's alleged father is a member of al Qaida and was the companion of a high ranking al Qaida official from 1996 – 1999. The source stated the detainee's alleged father trained at with the Syrian guest house and is an explosives expert.
- 2) A source stated the detainee's father is a member of the al Khwaraj.
- 3) Reportedly the al Khwaraj group has sects in the Emirates, Iran, Bahrain, Iran, Somalia, Algeria, Saudi Arabia, Egypt, and Yemen (largest population of al Khwaraj). These sects are located primarily in the mountains of these countries. The ideology of these sects is to kill any and every one that does not agree with their dislike for the infidels, the Israelis, and anyone that supports the Israelis. The training and money for the al Khwaraj came from Usama bin Laden and other wealthy scholars or Sheikhs who believe in killing without regard of age, sex, or religion.

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KHANTUMANI, MUHAMMAD

4. Factors Favoring Release or Transfer

- a) The detainee denied having any knowledge of the attacks in the United States prior to their execution on September 11th, and also denied knowledge of any rumors or plans of future attacks on the United States or its interests.
- b) The detainee denied any specific knowledge of the Taliban or al Qaida organizations. The detainee also claimed not to have been a combatant in Afghanistan.
- c) The detainee has stated that he did not go to Afghanistan, to fight in the Jihad, but simply to visit his father who was the owner of a restaurant in Kabul, Afghanistan.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

UNCLASSIFIED



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official (U)

FROM: Director, OARDEC (U) *EB/8/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 317 (SYRIA)

o ~~(S//NF)~~ Subject ARB was held on 17 Jul 08 resulting in a (b)(1),(b)(5) recommendation (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

o ~~(S//NF)~~ Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)

o ~~(S//NF)~~ Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

o ~~(S//NF)~~ RECOMMENDATION (b)(1),(b)(5)

(b)(1),(b)(5)
(b)(1),(b)(5)
(b)(1),(b)(5) (Detain) *RON*
 Or Transfer _____ Release _____ *9-15-08*

o (U) Attachments:
 Tab A OARDEC SJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 317

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the detainee made during the AMO's interview. This statement is documented in Exhibit EC-B.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the detainee, and the detainee appeared to understand the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 317
Enclosure (5)
Page 1 of 7

b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-37.

c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)

(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)

(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Additional Information

(b)(1),(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ Threat Level.

(b)(1),(b)(5)

(b)(1),(b)(5)

(b)(1),(b)(5)

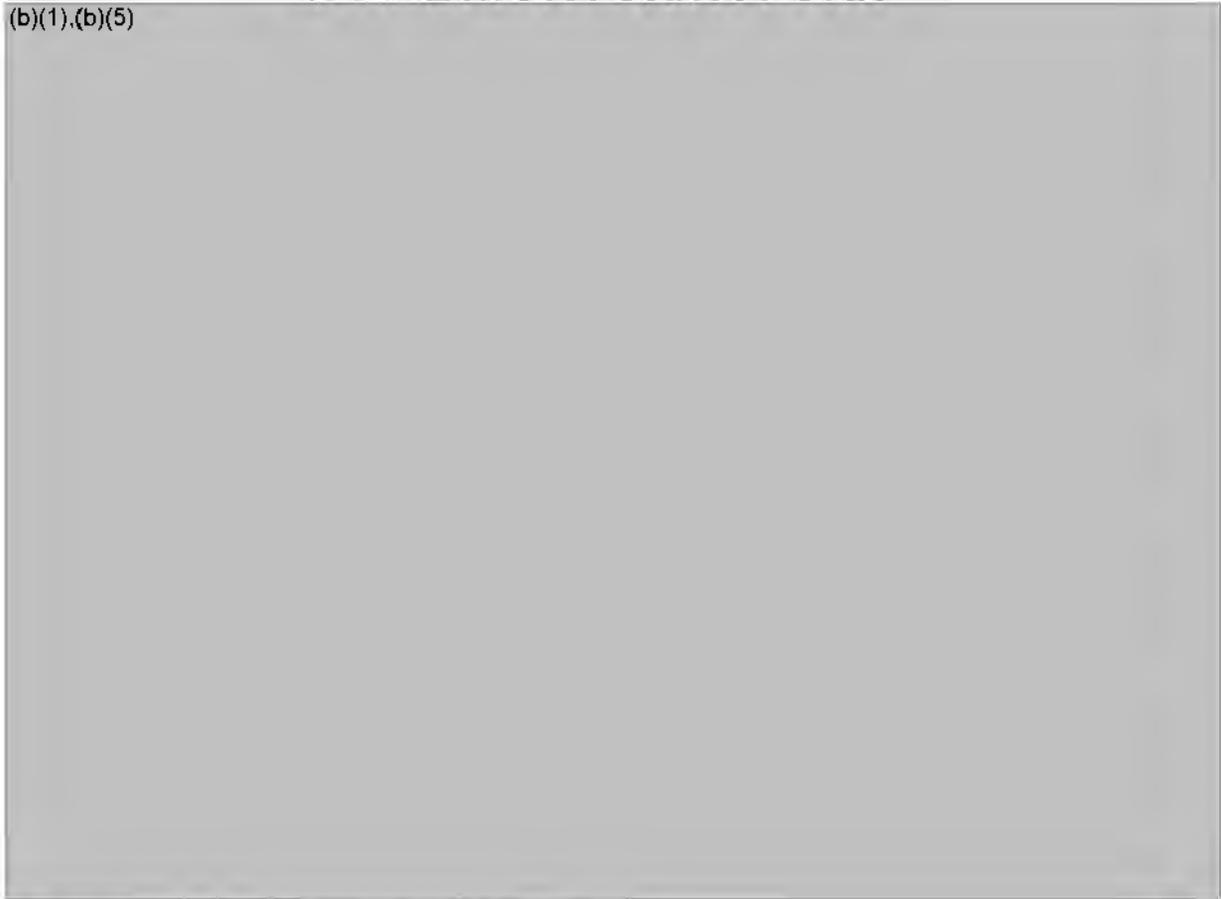
(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
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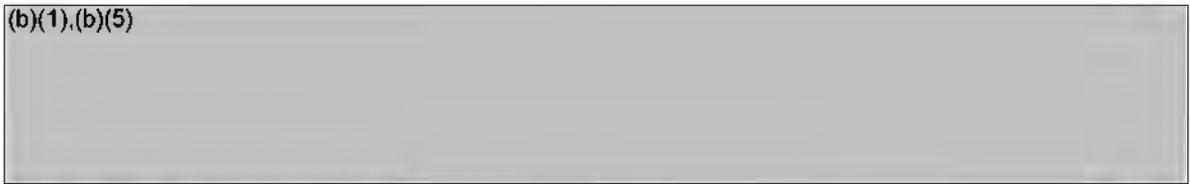
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(b)(5)

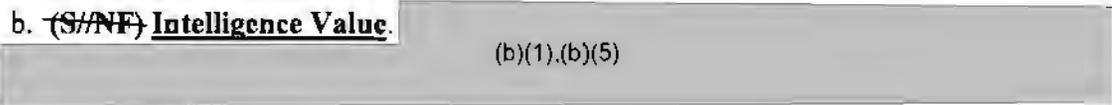


(b)(1),(b)(5)



b. ~~(S//NF)~~ Intelligence Value.

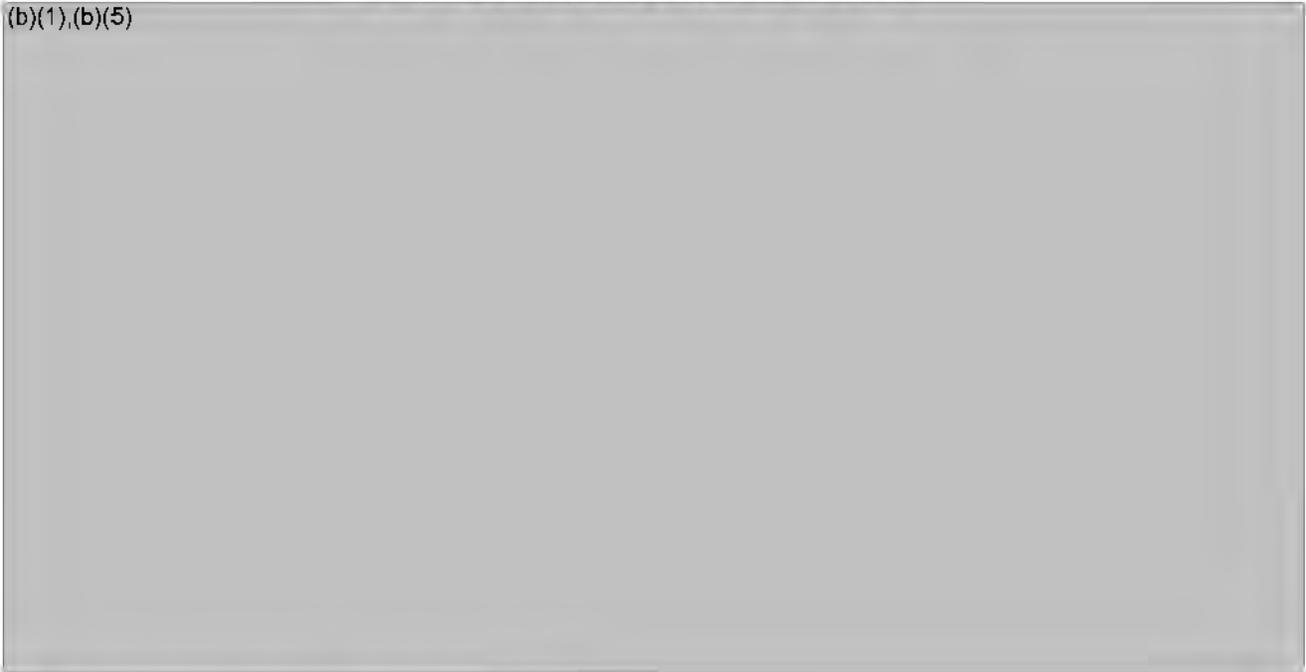
(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
Page 5 of 7

(b)(1),(b)(5)



c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
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d. (U) Recommendation.

(b)(1),(b)(5)

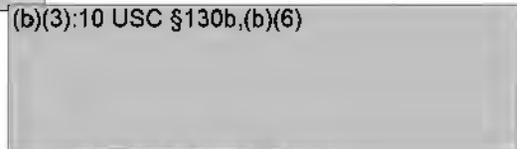


8. (U) Board Members' Voting Results

(b)(5)



(b)(3):10 USC §130b,(b)(6)



Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

(b)(5)

08 July 2008

To: DUKHAN, MOMMUR EDAWI

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF DUKHAN, MOMMUR EDAWI

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) **Commitment**
 - 1) The detainee stated he became sympathetic to the Afghanistan plight through images posted in his mosque in Saudi Arabia. He journeyed to Afghanistan via Pakistan for jihad despite his fear of the Saudi governments monitoring and laws against it. (DMO-28)
 - 2) The detainee stated he fought in Afghanistan and was a leader in charge of 20 soldiers. (DMO-24)
 - 3) The detainee served as a rear echelon guard and manned an observation post in Afghanistan. (DMO-25)
 - 4) The detainee was reported as having trained and fought in Kabul and Jalalabad, Afghanistan. (DMO-32)
 - 5) The detainee stated he left Bagram, Afghanistan, and traveled to Kabul, Afghanistan. The detainee and two others traveled from Kabul to Jalalabad, Afghanistan, and then

ISN 317
DMO Exhibit 01
Page 1 of 3

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF DUKHAN, MOMMUR EDAWI

followed other Arabs into the hills before leaving for Pakistan to turn themselves in. (DMO-29)

b) Connections/Associations

- 1) The detainee stated he traveled to Afghanistan to join the Taliban. Upon arriving in Kandahar, Afghanistan, he and 10 other unidentified individuals joined the Taliban. (DMO-19)
- 3) The detainee's name was on a document that lists the names of Muslim brothers who were fighting with the Taliban against the Northern Alliance. (DMO-13)
- 4) The detainee's name was on a document listing Arabic names, aliases, and nationalities recovered from safe house raids associated with suspected al Qaida in Pakistan. (DMO-16)
- 5) The detainee stated he met Usama bin Laden and shook his hand in a way that demonstrated love. (DMO-24)
- 6) The detainee was identified as a member of the Taliban and al Qaida groups. (DMO-32)

c) Training

- 1) The detainee stated he was in the Syrian Army and knew how to use a Kalashnikov rifle. (DMO-23)
- 2) The detainee was reported as attending the al Farouq training camp and taking a course on the bika weapon system in 2001. (DMO-31)

d) Intent

- 1) The detainee stated he hated and wanted to kill Americans. The detainee stated that his hatred is so deep that if he were released, he would fight against Americans anywhere in the world. (DMO-24)
- 2) The detainee stated that a big fight was coming that will bring fire and destruction, and no one will receive any mercy from God. He further stated there can never be peace between Muslims and Americans. (DMO-24)

e) Other Relevant Data

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF DUKHAN, MOMMUR EDAWI

- 1) In September of 2005, the detainee was informed that he has been associated with the deaths of six Pakistani Police Officers who died when detainees fought and overturned a bus in late 2001 or early 2002 near the Afghan/Pakistan. The detainee stated he was not involved. (DMO-17)
- 2) The detainee wrote a brief memorandum entitled the Basis of Guerilla Warfare with extensive notes including line and block chart on cell organization and leadership chain of command, tactics, techniques, and procedures as well as supplies needed. (DMO-26)
- 3) The detainee stated while he was in the desert, he figured out how to trick Predator drones and cruise missiles into missing their targets. The detainee stated he did this by slightly adjusting his position after the Predator passed thus making the cruise missiles miss his tent. (DMO-17)

4. Factors Favoring Release or Transfer

- a) The detainee stated he went to Afghanistan as a tourist to sell goods. The detainee stated he does not know anything about al Qaida. (DMO-23)
- b) The detainee stated he was in Pakistan to teach the Koran and that he had never been in Afghanistan. (DMO-17)
- c) The detainee stated that he holds no animosity towards either the government, or people of the United States. During a discussion of the 9/11 tragedy, the detainee stated he felt that the people associated with this action should be brought to justice. (DMO-18)
- d) The detainee claimed that he was forced into service. (DMO-25)

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *AS/mtcB*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 321 (YEMEN)

o Subject ARB was held on 6 March 2008 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

o Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)

o Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *[Signature]*
 Transfer _____ Release _____

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 321

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC was uncooperative or unresponsive.

d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the EC; however, the EC refused to accept them.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1)(U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)

(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)

(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(b)(5)

a. (U) Recruitment

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

b. (U) Travel

(b)(1),(b)(5)

(b)(1),(b)(5)

c. (U) Training

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

d. (U) Operations, Combat and Capture

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

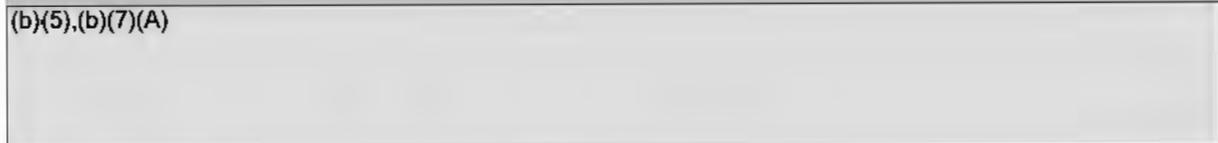
(b)(5),(b)(7)(A)



(b)(1),(b)(5),(b)(7)(A)



(b)(5),(b)(7)(A)



(b)(1),(b)(5),(b)(7)(A)



e. (U) Organizational Affiliations

(b)(5),(b)(7)(A)



(b)(1),(b)(5)

f. (U) Individual Affiliations

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

g. (U) Behavior

(b)(1),(b)(5),(b)(7)(A)

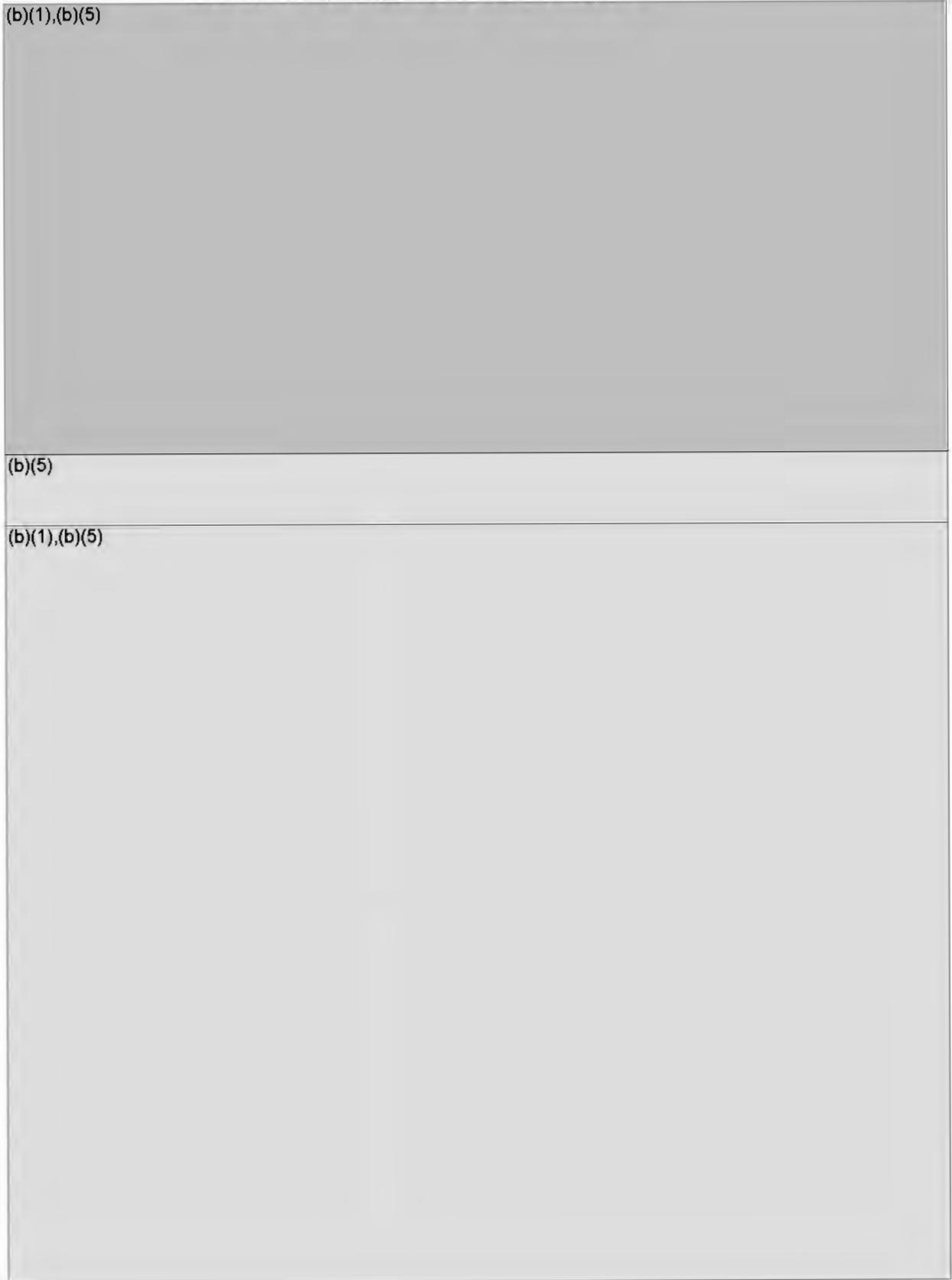
(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

h. (U) Other Information

(b)(1),(b)(5)

(b)(1),(b)(5)



(b)(5)

(b)(1),(b)(5)

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

5. (U) Third Party / Home Country Statements

(b)(5)

6. (U) Consultations with the Administrative Review Board Legal Advisor

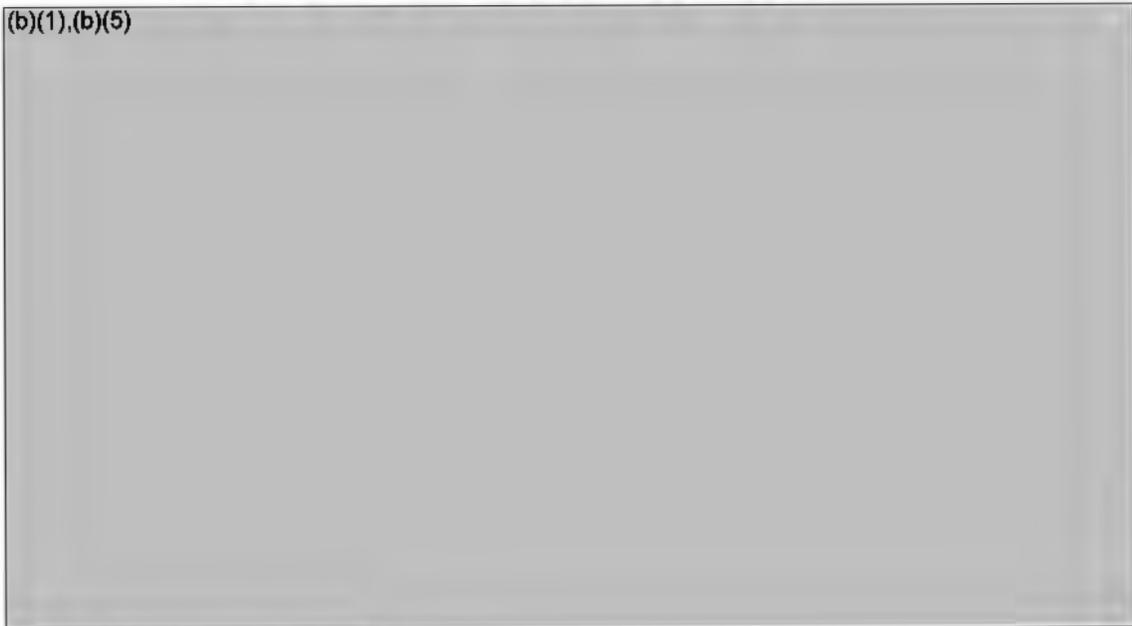
(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ Threat Level.

(b)(1),(b)(5)

(b)(1),(b)(5)

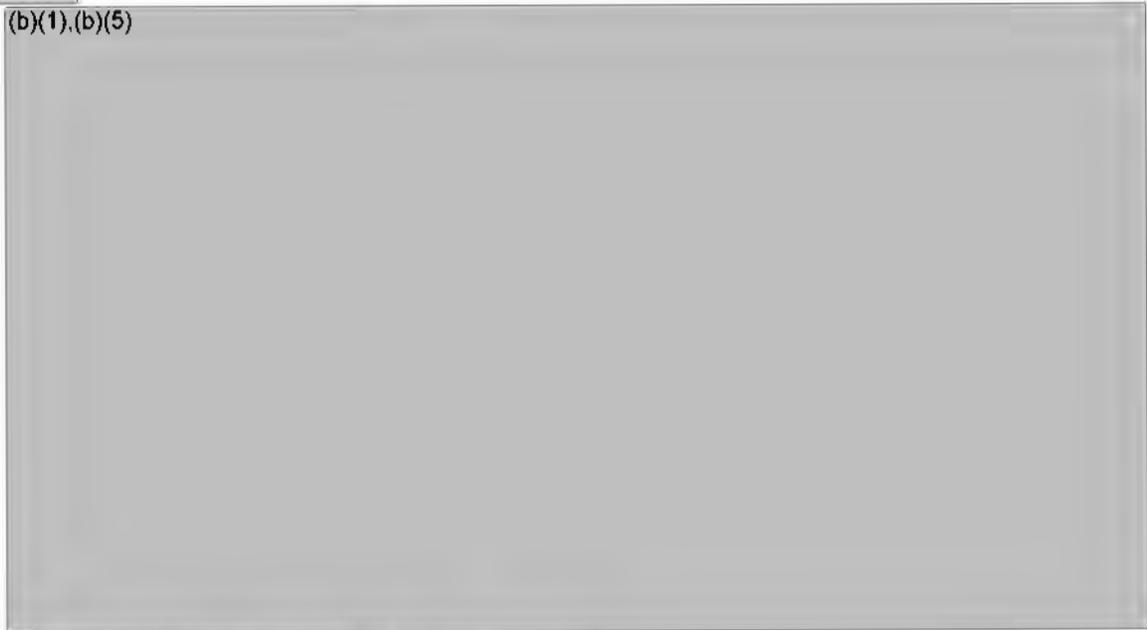


b. ~~(S//NF)~~ Intelligence Value.

(b)(1),(b)(5)

(b)(1),(b)(5)

(b)(1),(b)(5)



c. ~~(S//NF)~~ Detainee Treatment Act Consideration.

(b)(5)

(b)(1),(b)(5)



(b)(1),(b)(5)

d. ~~(S//NF)~~ Recommendation.

(b)(1),(b)(5)

8. (U) Board Members' Voting Results

(b)(5)

(b)(3):10 USC §130b,(b)(6)

Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

29 February 2008

To: KUMAN, AHMED JYASLAM SAIJ'ID

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF KUMAN, AHMED JYASLAM SAIJ'ID

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) Commitment
 - 1) The detainee stated he originally left Saudi Arabia for Yemen in conjunction with a narcotics case. The detainee also stated he returned to Yemen because he had some money and wanted to get married to a Yemeni in Yemen.
 - 2) The detainee stated he spent his entire life in Saudi Arabia but does not possess Saudi citizenship. The detainee worked odd jobs until he had legal problems with Saudi officials due to dealing a drug called khat. The detainee stated he found religion and decided to dedicate his life to God. The detainee moved to Mecca and spent seven months there. The detainee worked pushing a cart that carried elderly people during their pilgrimage. The detainee stated Saudi officials pursued him on drug charges so the detainee fled to Yemen about five months before his capture. The detainee spent two weeks visiting his uncles and subsequently returned to Sanaa, Yemen where he was recruited for Jihad.
 - 3) The detainee stated he decided to go to Afghanistan after hearing fatwas from a Saudi and Yemeni Sheikh.

ISN 321
DMO Exhibit 1
Page 1 of 6

UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KUMAN, AHMED JYASLAM SAJJ'ID

- 4) The detainee stated he was advised by a Yemeni Sheikh of a fatwa for jihad against the infidels and the Northern Alliance in Afghanistan.
- 5) The detainee stated he stole funds from his father to pay his way and went to Sanaa, Yemen to buy a plane ticket.
- 6) The detainee stated he went to the Pakistan Embassy to obtain a visa and he was refused.
- 7) The detainee stated he met a man at a mosque in Yemen. The detainee stated the man obtained the Pakistani visa which facilitated the detainee's travel to Afghanistan.
- 8) The man was identified as an al Qaida member who recruited people and arranged onward movement to Afghanistan.
- 9) The detainee stated the man took the detainee's money and purchased a ticket to Karachi, Pakistan. The detainee flew to Karachi by himself and made his way to Quetta, Pakistan using a contact number provided by the man and was taken to a guest house.
- 10) The detainee stated the man provided the address for the Taliban building in Quetta, Pakistan.
- 11) The detainee stated that when he arrived at the Taliban office he told them he wanted to go to Afghanistan to fight. The detainee stated he lost his passport when he got to Afghanistan.
- 12) The detainee stated he asked to go to the fighting at the front lines. The detainee stated he was sent to guard the airport, in a bunker, where he remained for three months.
- 13) The detainee stated he was taken to the Bagram Front and assigned to a unit of Afghans under Afghan commanders.
- 14) The detainee stated he spent five months on the front lines in Bagram, Afghanistan. The detainee stated he went to Afghanistan to fight the Northern Alliance.
- 15) The detainee was identified as serving as a fighter for the Taliban and was witnessed carrying a Kalashnikov rifle as part of his duties. The detainee was identified as having been transferred from the front lines to Kandahar to receive training as a bodyguard for Usama Bin Laden.
- 16) The detainee was identified as having arrived in Tora Bora with 20,000 Riyals and 10,000 United States dollars.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KUMAN, AHMED JYASLAM SAIJ'ID

17) The detainee was identified as being overheard speaking about being a Mujahedin fighter with the Taliban in Afghanistan and a member of Hezbollah.

18) The detainee was reportedly at the frontlines in Kabul and Kandahar, Afghanistan.

b) Connections/Associations

1) The detainee was identified as being at a guest house on the Taliban front lines in Kabul, Afghanistan during late 1999 to early 2000.

2) A guest house in Kabul, Afghanistan was identified as being owned and operated by al Qaida.

3) The detainee was identified as serving at the Kandahar, Afghanistan airport for four years.

4) Individuals associated with the Kandahar, Afghanistan airport were associated with Usama bin Laden's group and suspected members of al Qaida.

5) The detainee was identified as being in Tora Bora, Afghanistan after the 11 September 2001 attacks where the detainee was a fighter and had a Kalashnikov rifle, a PK machine gun, and a rocket propelled grenade.

6) The detainee was identified as a driver for Usama Bin Laden.

7) The detainee was identified as being a bus driver for a safe house in Kandahar, Afghanistan.

8) The safe house in Kandahar, Afghanistan was identified as being al Qaida maintained and was used as a transient house for billeting, for those who came to Kandahar for military training at a training camp.

9) The detainee was identified as serving on the front line and as being a bodyguard for Usama bin Laden.

10) The detainee's name appeared on a floppy disk seized on 11 September 2002 in a raid at an alleged al Qaida safe house in Karachi, Pakistan.

11) The detainee's name and account appeared in a computer file of al Qaida Mujahedin during raids against al Qaida associated safe houses.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KUMAN, AHMED JYASLAM SAJJ'ID

- 12) The detainee's name was found in a file associated with a senior al Qaida operative which was seized during a raid.
 - 13) The detainee's name appeared in a file recovered in a raid on an al Qaida safehouse. The file contained contact information and telephone numbers.
 - 14) The detainee was identified as stating he arrived in Afghanistan in 1995 and started working as the bus driver at a guest house. The detainee was identified as stating he was personal friends with Usama bin Laden's son and that Usama bin Laden treated him like one of his own sons.
 - 15) The detainee was identified as stating that Usama bin Laden was like a father to him.
 - 16) The detainee was identified as a low ranking al Qaida soldier from Yemen who stayed at a guest house.
 - 17) A guest house in Kabul, Afghanistan was identified as being a transition point for people going to and coming from either training camps or frontline areas. The house received funding from the al Qaida headquarters in Kandahar, Afghanistan and the Taliban Defense Ministry.
- c) Training
- 1) The detainee stated he was directed to a Taliban Center outside of Kandahar, Afghanistan where he received training for one and one half weeks.
 - 2) The detainee stated he trained at a Taliban training facility outside of Kandahar, Afghanistan and fought with Taliban forces in Bagram and Tora Bora Afghanistan.
 - 3) The detainee stated he trained on the AK-47 and PK machine gun in a camp in Kandahar, Afghanistan.
 - 4) The detainee was identified as participating in advanced commando training in Kandahar, Afghanistan, which consisted of rappelling, sniper training, kidnapping, assassinations, poisons and explosives.
 - 5) The training camp consisted of two weeks each in weapons training, basic commando, topography, and explosives and was funded by al Qaida.

d) Intent

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KUMAN, AHMED JYASLAM SAIJ'ID

- 1) The detainee stated that he had no desire to return home and left home with the intention of dying in jihad. The detainee also stated that he would resume his participation in jihad once he left detention.
 - 2) The detainee stated that God had already assured victory for Mujahedin around the world and that there was no way to prevent it.
 - 3) The detainee stated the interrogation room is a battlefield and he could fight by not providing information.
 - 4) The detainee stated those who interrogate him are soldiers of President Bush and therefore his enemy. The detainee stated Muslims in America are not real Muslims and that a true Muslim could not live in a land with infidels.
- e) Other Relevant Data
- 1) The detainee stated he traveled to Jalalabad, Afghanistan when American planes started bombing. The detainee stated he was captured the 29th day of Ramadan and handed over to the American forces.
 - 2) The detainee was captured by Pakistani forces as part of a group of 84 Mujahedin fighters who crossed the border from the Nangarhar province of Afghanistan to Pakistan after 11 September 2001.
 - 3) The detainee was transferred to United States military custody on 5 January 2002 from Kohat, Pakistan.
 - 4) The detainee stated he did not believe returning home was the best option for him as he believes Saudi Officials will immediately arrest and imprison him upon his arrival.
4. The following primary factors favor release or transfer:
- a) The detainee denied having any knowledge of the attacks in the United States prior to 11 September 2001.
 - b) The detainee denied knowledge of any rumors or plans of future attacks on the United States or United States interests.
 - c) The detainee stated that he knows of no information about al Qaida and claims he did not fight against the United States.
 - d) The detainee stated he never aimed his weapon at Americans.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KUMAN, AHMED JYASLAM SALJ'ID

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

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Department of Defense
 Office for the Administrative Review
 of the Detention of Enemy Combatants (OARDEC)
 at U.S. Naval Base Guantanamo Bay, Cuba
 1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
 ACTION MEMO

FOR: Designated Civilian Official (U)

THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U) *✗*

FROM: Director, OARDEC (U) *AS cheloo*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 326 (SYRIA)

- o (S//NF) Subject ARB was held on 15 Jul 08 resulting in a (b)(1),(b) recommendation to (b)(1),(b) (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value:
- Other Factors:

- o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)

- o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

- o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

- o (S//NF) RECOMMENDATION (b)(1),(b)(5) (b)(1),(b)(5)

(b)(1),(b) (Detain) *[Signature]*
 Or Transfer _____ Release _____ *9-15-08*

- o (U) Attachments:
 Tab A OARDEC SJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 326**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the detainee made during the AMO's interview. This statement is documented in Exhibit EC-B.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the detainee, and the detainee appeared to understand the process.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 326
Enclosure (6)
Page 1 of 6

3. (U) **Summary of Information Considered**

- a. (U) The ARB reviewed the ARB 3 package.
- b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-36.
- c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)

Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (6)
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(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) **Third Party / Home Country Statements**

(b)(5)

5. (U) **Consultations with the Administrative Review Board Legal Advisor**

(b)(5)

6. (U) **Additional Information**

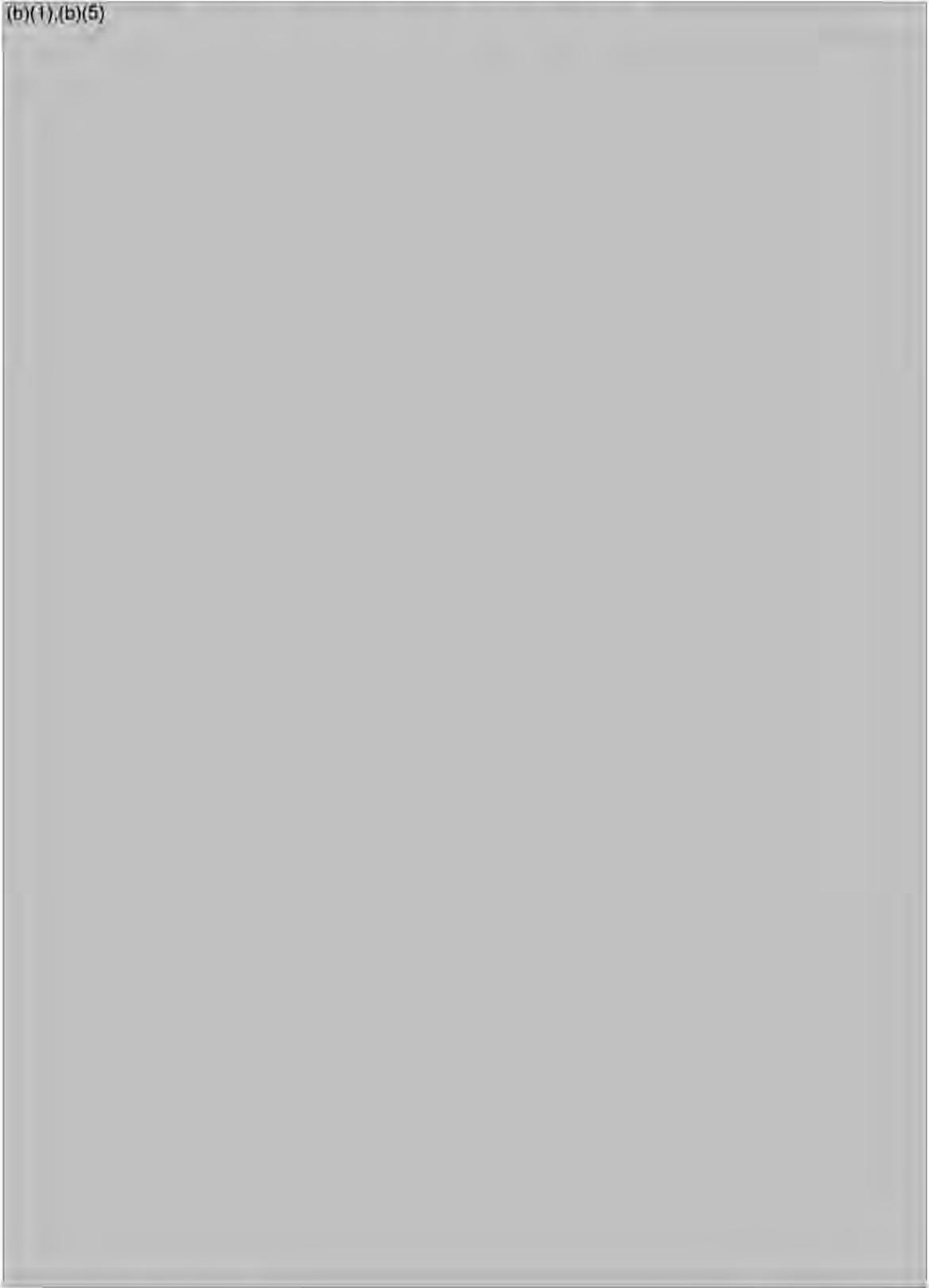
(b)(1),(b)(5)

7. (U) **Conclusions and Recommendation of the Administrative Review Board**

a. (S//NF) Threat Level.

(b)(1),(b)(5)

(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

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(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

b. **(S//NF) Intelligence Value.** (b)(1),(b)(5)

(b)(1),(b)(5)

c. **(U) Detainee Treatment Act Consideration.**

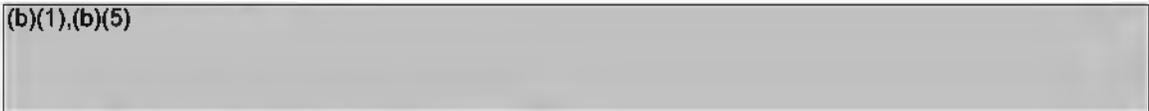
(b)(1),(b)(5)

(b)(1),(b)(5)



d. (U) Recommendation.

(b)(1),(b)(5)



8. (U) **Board Members' Voting Results**

(b)(5)



(b)(3):10 USC §130b,(b)(6)



CAPTAIN, U.S. Navy
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

07 July 2008

To: AHJM, AHMED ADNAN

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF AHJM, AHMED ADNAN

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) **Commitment**
 - 1) The detainee stated he was living an immoral life and wanted to become more religious. The detainee read about the Taliban state in a magazine and wanted to see it for himself.
 - 2) The detainee reportedly met with several individuals who are close followers of a known al Qaida leader. The next day, the detainee was provided with a letter of recommendation to attend training.
 - 3) The detainee stated he traveled to Afghanistan to witness how the Taliban applied Islamic law.
 - 4) The detainee stated he flew from Damascus, Syria, to Kandahar, Afghanistan, via Zahedan and Tehran, Iran. From there, the detainee stated he traveled by taxi to Kandahar.
 - 5) The detainee stated as soon as the fighting approached Kabul, Afghanistan he and two others fled to the Tora Bora region of Afghanistan in an attempt to get to Pakistan.
 - 6) The detainee stated he made a few deliveries of food and money to the poor, while working for the al Wafa organization on and off for a few months. The al Wafa office

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AHJM, AHMED ADNAN

was located in the Wazir Akbar Khan neighborhood.

- a. Intelligence sources indicate the Wazir Akhbar Khan District is a suburb of Kabul, Afghanistan and was identified as being controlled and inhabited by al Qaida personnel.
 - b. Al Wafa is reported to be part of Usama bin Laden's organization and launders money from Europe, Africa, and the Gulf states and supplies Arab and Pakistani fighters on the battlefield with medical care, clothing, shoes, and uniforms.
 - c. Al Wafa al Igatha al Islamia appears on the Department of Homeland Security Terrorist Exclusion List. An organization can be placed on this list if the Secretary of State finds the organization commits, incites, plans, or supports a terrorist activity.
- 7) The detainee stated he stayed for three days at a legal college in Kandahar, Afghanistan. The college belonged to Usama bin Laden and the majority of the guests were Yemeni and Saudi nationals. The detainee then moved to a Syrian guest house where he became acquainted with other Syrian nationals.
 - 8) The detainee was reportedly in the trenches in the Tora Bora region of Afghanistan.

b) Connections/Associations

- 1) The detainee's name, alias, nationality, and a list of the detainee's possessions were found on a document recovered from safe house raids associated with suspected al Qaida in Pakistan.
- 2) The detainee's name, was found on a list of al Qaida Mujahedin recovered during safe house raids against al Qaida associated safe houses in Pakistan.

c) Training

- 1) The detainee identified his alias on a list of personnel scheduled to attend a tactics training course in Afghanistan. The document was captured at an al Qaida house in Afghanistan and several documents accompanying this list contained official letterhead for Qaida Ansar Allah, which means Ansar Allah Base.
- 2) The detainee stated he spent time at the house of a Sheikh who was an al Qaida scholar.
 - a. Reportedly the Sheikh was a scholar for the Arabs and part of the al Qaida network. The Sheikh's students would come from al Qaida training camps, attend

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AHJM, AHMED ADNAN

approximately two weeks of the Sheikh's training, and then go and fight. The topics included taking weapons from enemy dead, killing non-believers such as Americans, and dealing with Muslims fighting in a non-believer's army.

- b. Sheikh Issa reportedly provided final approval for students to begin the al Qaida suicide mission training program. This one year program was reportedly conducted at the al Farouq training camp in Afghanistan and included training in explosives, poisons, document forgery, currency counterfeiting, disguises, and western lifestyle topics that taught students how to blend in with western populations. Student progress reports were reportedly sent to Sheikh Issa and Usama bin Laden. Upon completion of the training, each student spent two weeks with Sheikh Issa, gave bayat to Usama bin Laden, and was deployed on a mission.

d) Intent

- 1) Nothing Significant to Report (NSTR)

e) Other Relevant Data

- 1) The detainee stated he and two others were captured together crossing into Pakistan.

4. Factors Favoring Release or Transfer:

- a) The detainee stated he had no desire to go fight jihad.
- b) The detainee explicitly denied engaging in any combat in Tora Bora.
- c) The detainee denied completing any training while in the Syrian guest house in Kabul, Afghanistan.
- d) The detainee stated he would never take up arms against Americans.
- e) The detainee stated he does not have any animosity against the United States or Americans. He would have no problem living among Americans in the United States.
- f) Reportedly, the detainee never possessed a weapon.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against

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**Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF AHJM, AHMED ADNAN**

continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

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DMO Exhibit 1
Page 4 of 4

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Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official (U)

THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U) *SM*

FROM: Director, OARDEC (U) *15 9/20/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 327 (SYRIA)

- o (S//NF) Subject ARB was held on 8 Aug 08 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

- o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)

- o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	(b)(1),(b)(5),(b)(7)(A)
FBI	

- o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

- o (S//NF) RECOMMENDATION (b)(1),(b)(5)

(b)(1),(b)(5)
 (b)(1),(b)(5) (Detain) *SM*
 Or Transfer Release *9-15-08*

- o (U) Attachments:
 Tab A OARDEC SJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE
REVIEW BOARD DECISION FOR ISN 327

1. (U) **Introduction**

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) **Synopsis of Proceedings**

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the detainee, and the detainee appeared to understand the process.

(b)(1),(b)(5)



f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

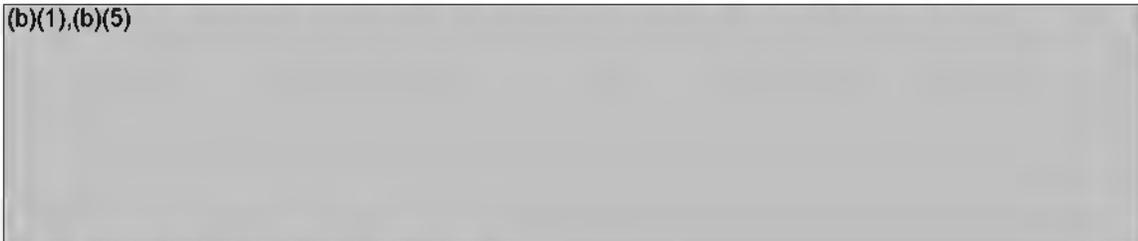
g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

3. (U) **Summary of Information Considered**

- a. (U) The ARB reviewed the ARB 3 package.
- b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-27.
- c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)



(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)



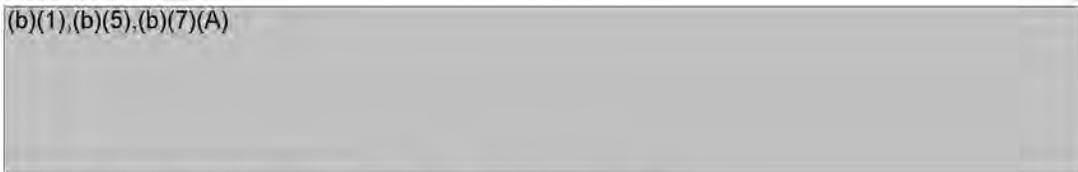
(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)



(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(1),(b)(5),(b)(7)(A)



(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)



(6) (U) **U.S. Southern Command (USSOUTHCOM)**

(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 327
Enclosure (5)
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(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Additional Information

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

(b)(1),(b)(5)

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 327
Enclosure (5)
Page 3 of 5

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. ~~(S//NF)~~ Threat Level. (b)(1),(b)(5)

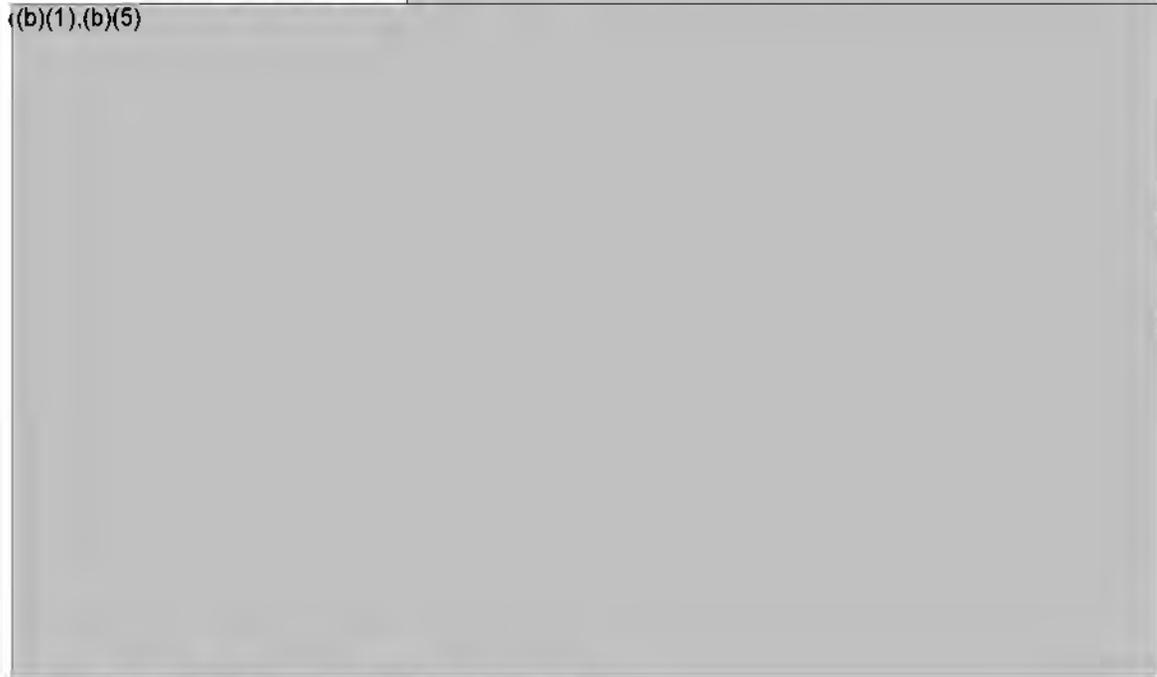
(b)(1),(b)(5)

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

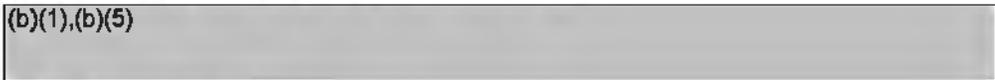
b. ~~(S//NF)~~ Intelligence Value. (b)(1),(b)(5)

(b)(1),(b)(5)



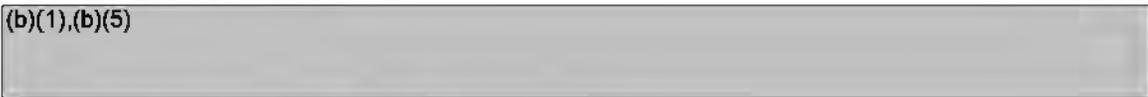
c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)



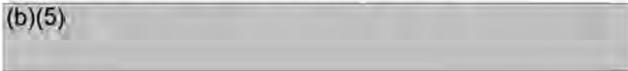
d. (U) Recommendation.

(b)(1),(b)(5)

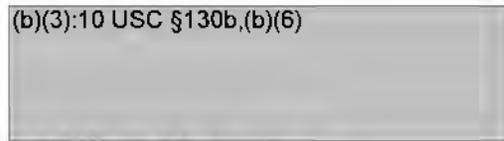


8. (U) Board Members' Voting Results

(b)(5)



(b)(3):10 USC §130b,(b)(6)



Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

**Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba**

30 July 2008

To: SHAABAAAN, ALI HUSAIN

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF SHAABAAAN, ALI HUSAIN

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.

2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.

3. The following primary factors favor continued detention:

a) Commitment

- 1) The detainee stated he traveled to Afghanistan because he wanted to immigrate to an Islamic state. The detainee stated he became aware of Afghanistan after watching television in Syria. The detainee reportedly paid for his travel and made all travel arrangements alone.
- 2) The detainee stated he left Syria and went from Tunisia to Iran, where he met a group of men, and then traveled to Afghanistan.
- 3) The detainee stated he paid to get smuggled into Afghanistan from the Iranian border. The detainee stated smuggling was reportedly not pre-arranged, but was just done by speaking with the guard at the border.
- 4) The detainee stated he lived in the Syrian house in Afghanistan for one year and one month.
- 5) The detainee stated that when the Taliban Government fell, he fled Kabul, Afghanistan with several unidentified Arabs to an unidentified location in the mountains near Jalalabad, Afghanistan.

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DMO Exhibit 01
Page 1 of 3

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UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF SHAABAAAN, ALI HUSAIN

b) Connections/Associations

- 1) The detainee stated he learned about the route to Afghanistan from a television broadcast featuring a Saudi Arabian sheikh. The detainee stated the sheikh gave directions to Afghanistan. The detainee stated his family was unaware of his intentions.
 - a. It is reported the sheikh is a Saudi Mufti who issued a fatwa calling for jihad in Afghanistan. The sheikh condoned the 11 September 2001 attacks against the United States and helped raise money for Usama bin Laden until his death in Saudi Arabia in 2001.
 - b. A Mufti is a specialist in Islamic law, and is the only one who can issue a fatwa.
- 2) The detainee was reportedly in Tora Bora, Afghanistan. The detainee reportedly carried a heavy machine gun and was part of a fire team composed of at least four fighters.
- 3) The detainee reportedly attended religious training by a sheikh while residing in the Syrian Guest House in Kabul, Afghanistan, in 2001. The detainee reportedly studied instruction on Shuri'a, Islamic law.

c) Training

- 1) The detainee stated he had training on the AK-47 in Syria.
- 2) The detainee stated his Kalashnikov training took place in the Syrian house.
- 3) It is reported the detainee attended military training at the al Farouq Training Camp.

d) Other Relevant Data

- 1) The detainee stated he was captured in Pakistan with several other personnel by the Pakistani police. The detainee stated the Pakistani police brought them to a village and turned them over to the United States forces.

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF SHAABAN, ALI HUSAIN

4. Factors Favoring Release or Transfer:

- a) The detainee stated he had no knowledge of the attacks in the United States prior to their execution on September 11th, and also denied knowledge of any rumors or plans of future attacks on the United States or its interests.
- b) The detainee stated he is not affiliated with al Qaida or any terrorist network.
- c) The detainee stated he would like to live a normal life and raise a family. The detainee stated he does feel that the people involved in September 11, should be punished. The detainee stated he would not action against the United States if he were asked to fight.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

UNCLASSIFIED



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

~~SECRET//NOFORN~~
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *15 5/14/08*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 328 (China)

o Subject ARB was held on 28 Mar 08 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

o Intelligence inputs used in the ARB's determination of this EC's case include:

- (b)(1),(b)(5)
- (b)(1),(b)(5)
- (b)(1),(b)(5)

o Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	(b)(1),(b)(5),(b)(7)(A)
FBI	(b)(1),(b)(5),(b)(7)(A)

o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: (b)(1),(b)(5)
 (b)(1),(b)(5)

(b)(1),(b)(5) (Transfer) *[Signature]* 5-19
 Or Detain _____ Release _____

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 328

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC refused to attend the interview.

d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the EC. The AMO received written confirmation of delivery to the EC from the JDG.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (8):

SECRET//ORCON/NOFORN

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)

(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)

(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

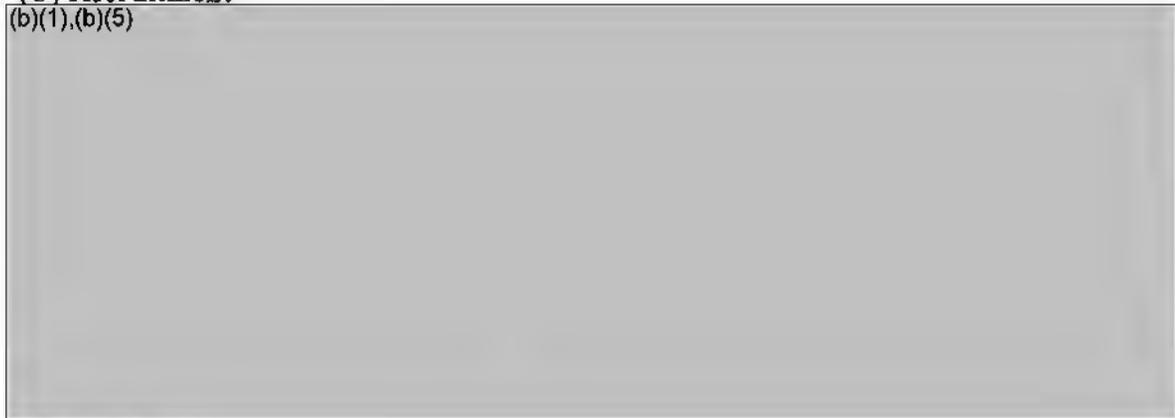
4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(b)(5)



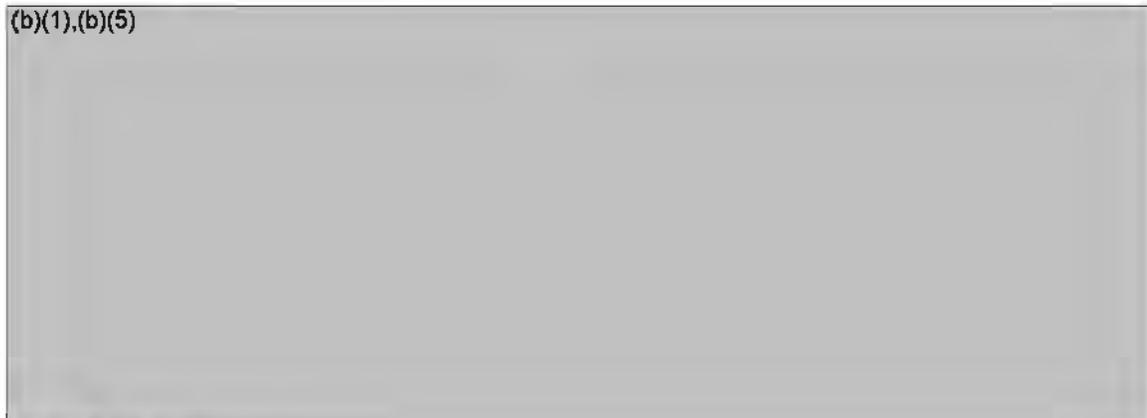
b. (U) Recruitment

(b)(1),(b)(5)



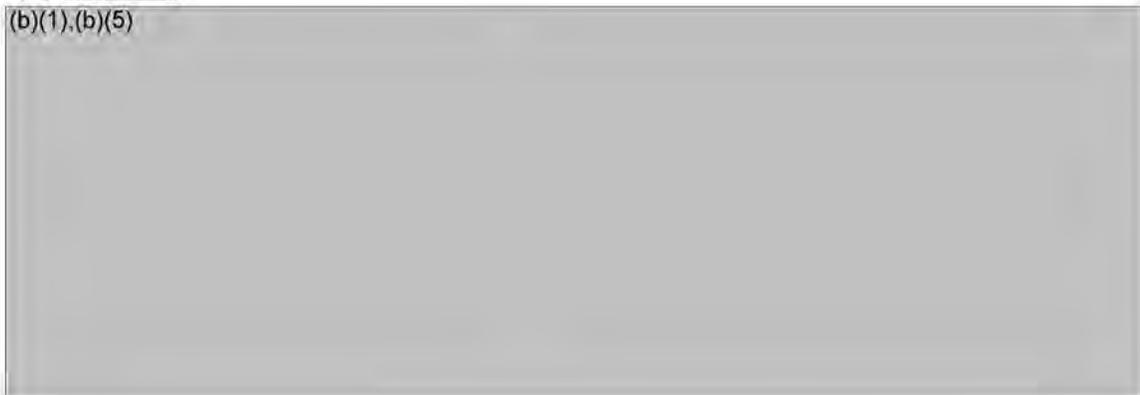
c. (U) Travel

(b)(1),(b)(5)



d. (U) Training

(b)(1),(b)(5)



(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

e. (U) Operations, Combat and Capture

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

f. (U) Organizational Affiliations

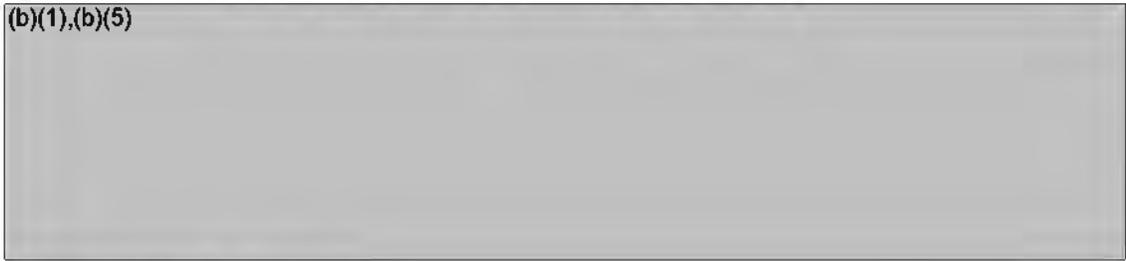
(b)(1),(b)(5)

(b)(5)

(b)(1),(b)(5),(b)(7)(A)

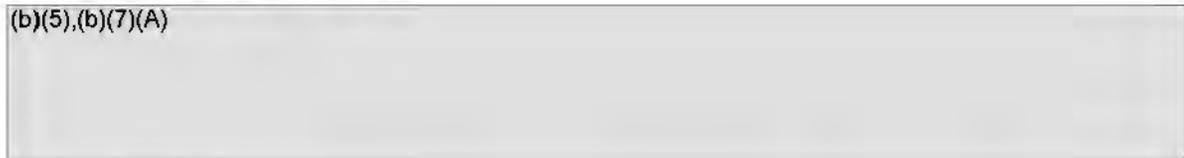
(b)(5),(b)(7)(A)

(b)(1),(b)(5)

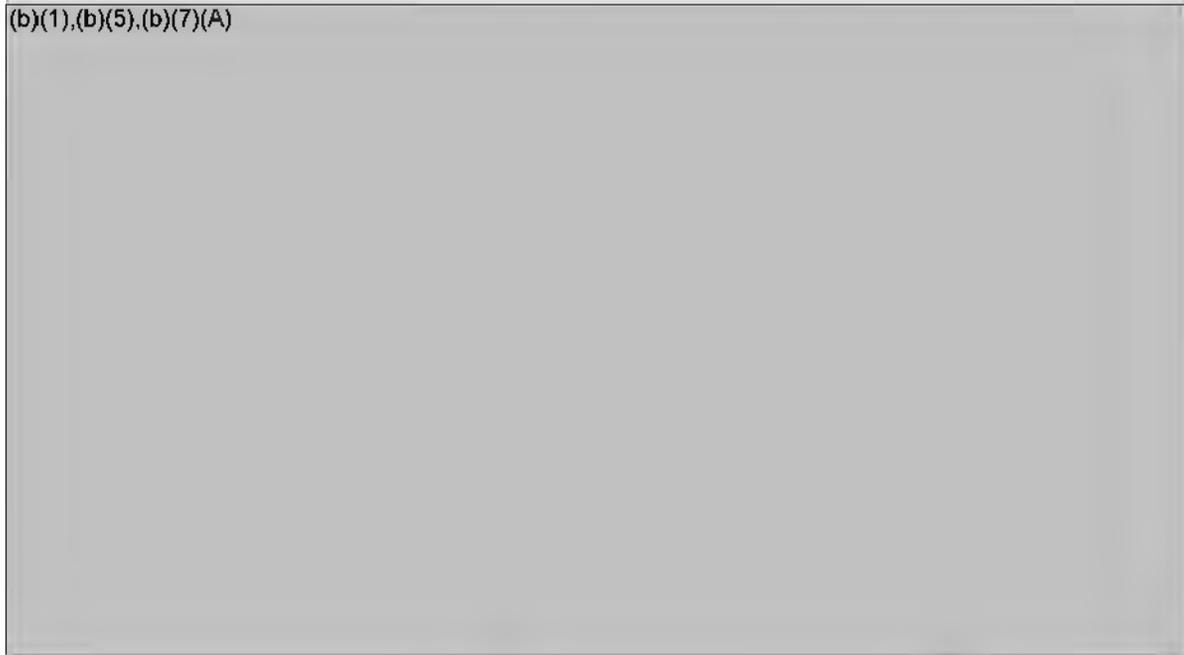


g. (U) Individual Affiliations

(b)(5),(b)(7)(A)



(b)(1),(b)(5),(b)(7)(A)



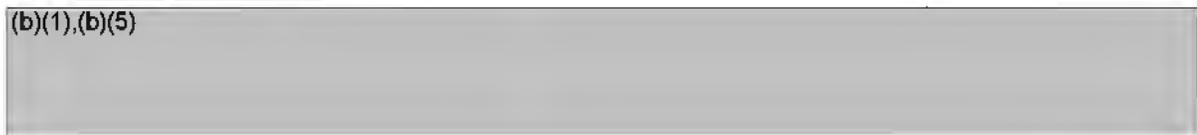
h. (U) Behavior

(b)(1),(b)(5)



i. (U) Other Information

(b)(1),(b)(5)



(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

(b)(1),(b)(5)

j. (U) Factors in Support of Release

(b)(5),(b)(7)(A)

(b)(1),(b)(5),(b)(7)(A)

5. (U) Third Party / Home Country Statements

(b)(5)

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) Threat Level.

(b)(1),(b)(5)

(b)(1),(b)(5)

(b)(1),(b)(5)

[Redacted]

b. (S//NF) Intelligence Value.

(b)(1),(b)(5)

(b)(1),(b)(5)

(b)(1),(b)(5)

[Redacted]

c. (S//NF) Detainee Treatment Act Consideration.

(b)(1),(b)(5)

[Redacted]

d. (S//NF) Recommendation.

(b)(1),(b)(5)

(b)(1),(b)(5)

[Redacted]

8. (U) Board Members' Voting Results

(b)(5)

[Redacted]

(b)(3):10 USC §130b,(b)(6)

[Redacted]

Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

Department of Defense

Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

06 March 2008

To: YAQUB, AHMAD MUHAMMAN

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF YAQUB, AHMAD MUHAMMAN

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:

a) **Commitment**

- 1) The detainee stated he traveled with 50 other people from Artush, China to Bishkek, Kyrgyzstan in November 1994. Fifteen days after arrival in Bishkek, the detainee and the group were asked by the Chinese to return to China. The detainee stated his brother told the detainee to stay in Bishkek, and later advised the detainee to go to Egypt to study. The detainee stated he left Bishkek around May 1995 for Cairo, Egypt.
- 2) The detainee stated he traveled to Egypt through Kazakhstan in 1995. The detainee stated he went to Egypt to study Arabic language at al Azhar University in Cairo, Egypt. The detainee stated his older brother arranged and paid for all of his travel. In 1997, the detainee dropped out of al Azhar University and returned home.
- 3) The detainee stated his brother encouraged him to come to Bishkek, Kyrgyzstan to start a business career. The detainee worked for his brother for three years in Bishkek. The detainee stated he met a man in Bishkek who owned the shop next door to the detainee's brother's shop in Tor Bazaar. The detainee stated the man informed the detainee of a group of Uighurs who were training in Afghanistan, and offered to help the detainee join the group. The detainee stated he gave the man his passport, and the man obtained visas for Iran and Pakistan.

ISN 328
DMO Exhibit 1
Page 1 of 4

UNCLASSIFIED

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF YAQUB, AHMAD MUHAMMAN

- 4) The detainee stated he traveled to Mashhad and Zahedan, Iran and then to Quetta and Peshawar, Pakistan before crossing into Afghanistan in November 2000.
- 5) The detainee was identified as an al Qaida member with the Islamic Movement of Turkistan who worked under a senior al Qaida member.
- 6) The detainee was identified as being at the Aashara guest house in Kabul, Afghanistan, and the guest house located in Shakardara, Afghanistan. The detainee and his troops were identified as having their own group, the Islamic Movement of Turkistan.
- 7) The Islamic Movement of Turkistan fought with the Taliban against the Northern Alliance to receive training from the Taliban and a promise from the Taliban that they would assist them in their fight for freedom from Chinese oppression.
- 8) The Ashara guest house was one of three guest houses in Kabul, Afghanistan. These houses were transition points for Arabs going to or coming from the frontlines or the training camps. These houses received funding from al Qaida and the Taliban.
- 9) The detainee stated he was tasked by the Uighur camp leader to conduct weapons training. The detainee stated the camp leader reported to Hassan Mahsum.
- 10) Hassan Makhsum is the leader of the Eastern Turkistan Islamic Party/Movement.
- 11) The Eastern Turkistan Islamic Movement, a small Islamic extremist group based in China's western Xinjiang Province, is one of the most militant of the ethnic Uighur separatist groups pursuing an independent Eastern Turkistan. The Eastern Turkistan Islamic Movement and other overlapping militant Uighur groups are linked to the international Mujahedin movement, and to a limited degree, al Qaida.
- 12) The detainee was identified as a member of the East Turkistan Islamic Movement.
- 13) The detainee was identified as being the leader of the camp in the caves of Tora Bora, Afghanistan. There were two or three Kalashnikov rifles in the caves.

b) Training

- 1) The detainee stated he stayed in a Uighur house in Jalalabad, Afghanistan and then went to Tora Bora, Afghanistan where a Uighur training camp was located. The detainee stayed at the camp near Tora Bora for about ten months. The detainee stated local Afghans referred to the Uighurs and their camp as Chechens, an error that was not corrected because it was important to the Uighurs not to be identified.

UNCLASSIFIED

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF YAQUB, AHMAD MUHAMMAN

- 2) The detainee attended a camp in the Tora Bora region of Afghanistan where he received two months of Koran and Islamic studies as well as weapons training. The detainee stated weapons were a small part of the training, but included the Kalashnikov rifle, the Semenov pistol, DSHK heavy machine gun, and an unknown type of shoulder fired rocket.
- 3) The detainee stated he already knew how to pray and had studied the Koran, so he chose to learn about the AK-47, hand guns, and an unidentified bolt-operated rifle while at the training camp in Tora Bora, Afghanistan. The detainee stated he spent two months training on weapons before he developed a stomach ailment. The detainee stated he traveled to Kabul, Afghanistan and Rawalpindi, Pakistan in February 2001 to seek medical assistance. The detainee stated he stayed in Rawalpindi for two months to recover and returned to the camp in Tora Bora, where he gave weapons training for one month.
- 4) The detainee stated he participated in military training at the camp for approximately 30 minutes each day. After the detainee recovered from a sickness and returned to the camp, he was asked to show other Uighurs martial arts and physical fitness techniques. Additionally, the detainee stated he provided weapons training to approximately five individuals.

c) Other Relevant Data

The detainee stated the Uighur training camp was destroyed on the first night of the United States bombing campaign. Uighurs who survived the bombing fled to Tora Bora, and then continued to Pakistan for their safety. The detainee stated the group of Uighurs ended up in Parachinar Village, Pakistan, where the villagers turned the Uighurs over to the authorities. The detainee stated he and the others were transported by plane to a jail in Kandahar, Afghanistan, where they stayed for six months in United States custody.

4. The following primary factors favor release or transfer:

- 1) The detainee claimed he did not know anything about a group called the Islamic Movement of Turkistan.
- 2) The detainee stated he had planned to return to Bishkek, Kyrgyzstan after completing training at the Uighur camp. The detainee stated he did not belong to any Uighur organizations. He stated there was a great risk of being arrested by the Chinese if one joined an organization.
- 3) The detainee claimed there were no political discussions in the Uighur camp in the Tora Bora area. The detainee noted whenever two or three Uighurs got together they

ISN 328
DMO Exhibit 1
Page 3 of 4

UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF YAQUB, AHMAD MUHAMMAN

discussed freedom, Chinese cruelty, and Uighur independence. The detainee claimed the Uighurs did not participate in any way with the Taliban or al Qaida. The detainee stated the Uighurs could not afford to give their lives for someone else's war, as they have a greater mission to save their own nation.

4) The detainee stated that until his experience in camp, he held the United States in the highest regard, viewing the United States as the only saviors of the suppressed Uighur people. Uighurs ages 7 to 70 know that America is the sole advocate for human rights and democracy in the world and they expect sympathy from Americans.

5) The detainee denied having any knowledge of the attacks in the United States prior to their execution on September 11, 2001 and also denied knowledge of any rumors or plans of future attacks on the United States or United States interests.

6) The detainee stated the Uighur camp was very isolated and had no contact with local Afghans. The detainee did not see any Taliban or al Qaida personnel in the camp at anytime. Neither the detainee nor any of his compatriots engaged in any fighting in Afghanistan. The detainee viewed the conflict in Afghanistan as an internal civil war and not legitimate jihad. The goal of the Uighur camp was to conduct military training should fighting become necessary to defend their native area in China.

7) The detainee stated he attended training in Afghanistan because he had always wanted to be a soldier in the military, but did not want to be in the Chinese military. The detainee explained if there was ever an uprising against the Uighurs, he would go to China and fight.

8) The detainee stated the Uighurs had nothing to offer the Taliban regime. The detainee claimed the Uighurs were only interested in fighting the Chinese. The detainee denied he had any knowledge of who was funding the Uighur camp and had thought the Americans funded the camp.

9) The detainee stated he told the Pakistani authorities he was a member of the Taliban so they would send him to an American prison, because he knew if he and his group were turned over to the Chinese government, they would be executed along with their families.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official (U)

THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U) *SJA*

FROM: Director, OARDEC (U) *15 10/2/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 329 (SYRIA)

o (S//NF) Subject ARB was held on 3 Sep 08, resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: [Redacted]
- Other Factors: [Redacted]

o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)
 [Redacted]

o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	[Redacted]
FBI	[Redacted]

o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

o (S//NF) RECOMMENDATION: (b)(1),(b)(5)
 detention of the EC by initialing:

(b)(1),(b)(5) (Detain) *[Signature]* 12-1-08
 Or Transfer _____ Release _____

o (U) Attachments:

- Tab A OARDEC SJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

SECRET//NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 329

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings and the detainee choose to read the Unclassified Summary himself.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the detainee read the Unclassified Summary of Evidence and the detainee understood the process.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

Derived From: Multiple Sources

Declassify On: 25X1-Human

ISN 329

Enclosure (5)

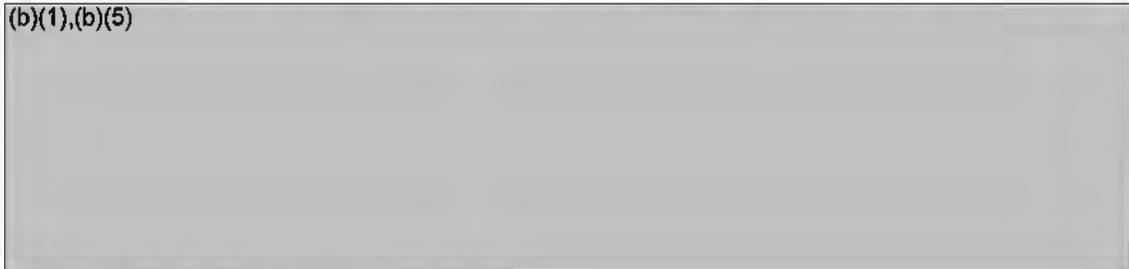
Page 1 of 5

b. (U) The ARB reviewed and considered information contained in DMO-01 through DMO-24.

c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

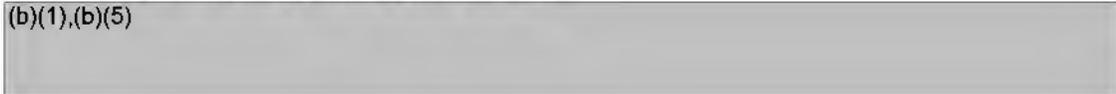
(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)



(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)



(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)



(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)



(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)



(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)



(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Additional Information

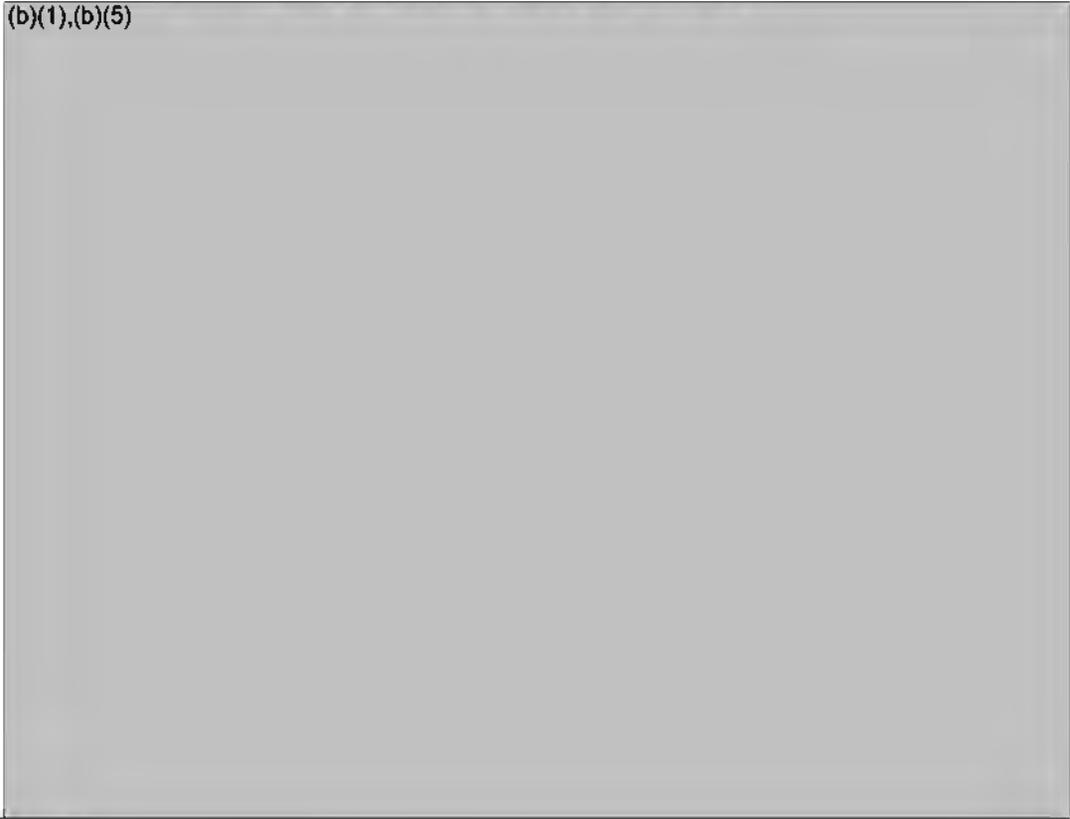
(b)(1),(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

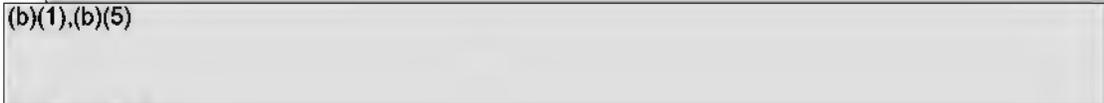
a. ~~(S//NF)~~ Threat Level.

(b)(1),(b)(5)

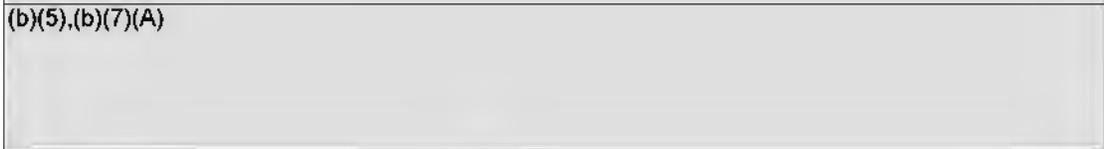
(b)(1),(b)(5)



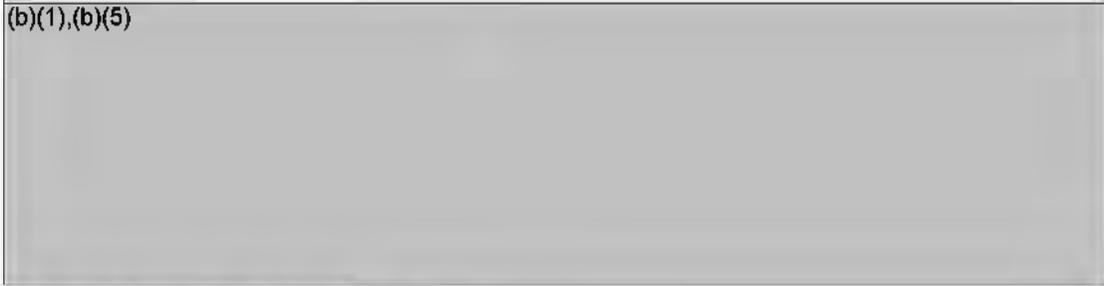
(b)(1),(b)(5)



(b)(5),(b)(7)(A)



(b)(1),(b)(5)



b. ~~(S//NF)~~ Intelligence Value.

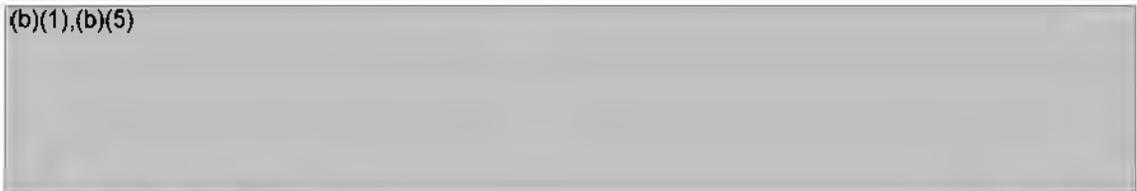
(b)(1),(b)(5)



(b)(1),(b)(5)



(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 329
Enclosure (5)
Page 4 of 5

c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)

d. (U) Recommendation.

(b)(1),(b)(5)

8. (U) Board Members' Voting Results

(b)(5)

(b)(3):10 USC §130b,(b)(6)

CAPTAIN, U.S. Navy
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

25 August 2008

To: FARAJ, ABD AL HADI

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF FARAJ, ABD AL HADI

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) **Commitment**
 - 1) The detainee stated he left Syria on the advice of a friend. The detainee stated that Mohammed introduced him to two other men traveling to Iran. The detainee stated that the friend arranged for the men's passports and Iranian visas. The detainee stated the four of them flew to Tehran, Iran where the detainee stayed for a few months, but was unable to find employment.
 - 2) The detainee stated he met an Afghan man who stated he could help him travel to Afghanistan. The detainee stated the Afghan man helped him clear four Iranian checkpoints. When they finally arrived in Kabul, Afghanistan the Afghan man introduced him to a Saudi man who instructed the detainee to go to a Syrian guest house where food and shelter would be provided.
 - 3) The detainee stated he stayed at the Syrian guest house for approximately 12 to 18 months while looking for work.
 - 4) The detainee stated he left Kabul, Afghanistan and traveled to Jalalabad, Afghanistan, because he was told the Northern Alliance was advancing on the city.
 - 5) The detainee stated that he asked the Afghan man to take him to where other Arabs were so the Afghan drove a truck up into the Tora Bora region. The detainee stated that when

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DMO Exhibit 01
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UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF FARAJ, ABD AL HADI

the truck could go no farther into the mountains, they got out and walked up into the Tora Bora Mountains.

- 6) The detainee was able to escape from a dismantled terror cell and is believed to have fled to Afghanistan where he joined al Qaida's military training camps.

b) Connections/Associations

- 1) The detainee's name or alias appears on a document recovered from safe house raids on suspected al Qaida.
- 2) The detainee stated he met a Syrian at a house in Kabul, Afghanistan where 5 or 6 other Syrians lived. The Syrian at the house told the detainee there were no jobs available so the detainee stayed at the Syrian house to study the Koran and received lessons from a Sheikh.

- a) Reportedly the Sheikh was a scholar for the Arabs, was part of the al Qaida network, and would provide approximately two weeks of training to students from the al Qaida training camps before they went to fight. Topics reportedly included taking weapons from enemy dead, killing non-believers such as Americans, and dealing with Muslims fighting in a non-believer's army.

e) Training

- 1) The detainee was identified as a Syrian who was trained in al Qaida camps in Afghanistan and was believed to be fighting with or on behalf of Usama bin Laden as of early December 2001.
- 2) The detainee stated he received training on the Kalashnikov rifle while he was in Kabul, Afghanistan.

d) Other Relevant Data

- 1) The detainee acknowledged receiving money while staying at the guest house. The money received by the detainee was reportedly provided by the owner of the house, who claimed the money came from charities in Kabul to dispense to house guests.

4. (U) Factors Favoring Release or Transfer:

- a) Reportedly, the detainee never engaged in combat while in Afghanistan or in Tora Bora.

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF FARAJ, ABD AL HADI

- b) The detainee stated he had no knowledge of the attacks in the United States prior to their execution on 11 September 2001, and also denied knowledge of any rumors or plans of future attacks on the United States or United States interests.
 - c) The detainee stated he had no knowledge of al Qaida, Usama bin Laden, or the Taliban outside of information he heard on radio broadcasts.
 - d) The detainee stated he was not a member of the Taliban or al Qaida.
 - e) The detainee stated he does not want to return to Syria and has no plans if e is released from United States custody.
5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

UNCLASSIFIED



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official (U)

THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U) *SK*

FROM: Director, OARDEC (U) *18/2/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD (ARB) ASSESSMENT AND RECOMMENDATION ICO ISN 330 (SYRIA)

o (S//NF) Subject ARB was held on 07 Aug 2008, resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)

o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5)
CIA	
FBI	

o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

o (S//NF) RECOMMENDATION: (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *[Signature]* 10-10-08
 Or Transfer _____ Release _____

o (U) Attachments:
 Tab A OARDEC SJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

SECRET//NOFORN

SECRET//ORCON/NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 330

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the detainee made during the AMO's interview. These comments are documented in Exhibit EC-B.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the detainee, and the detainee appeared to understand the process.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

Derived From: Multiple Sources

Declassify On: 25X1-Human

ISN 330

Enclosure (6)

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SECRET//ORCON/NOFORN

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-34.

c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) (U) **Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)**

(b)(1),(b)(5)

(2) (U) **Central Intelligence Agency (CIA)**

(b)(1),(b)(5)

(3) (U) **Federal Bureau of Investigation (FBI)**

(b)(5),(b)(7)(A)

(4) (U) **Criminal Investigation Task Force (CITF)**

(b)(5),(b)(7)(A)

(5) (U) **Joint Task Force Guantanamo (JTF-GTMO)**

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor.

(b)(5)

6. (U) Additional Information

(b)(1),(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5)

7 (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) Threat Level.

(b)(1),(b)(5)

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

Derived From: Multiple Sources
Declassify On: 25X1-Human

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(b)(5),(b)(7)(A)

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

b. (S/NF) Intelligence Value.

(b)(1),(b)(5)

(b)(1),(b)(5)

c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)

(b)(1),(b)(5)

d. (U) Recommendation.

(b)(1),(b)(5)

8 (U) Board Members' Voting Results

(b)(5)

(b)(3):10 USC §130b,(b)(6)

Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

28 July 2008

To: JUWAN, SHARGO SHIRZ

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF JUWAN, SHARGO SHIRZ

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.

2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.

3. The following primary factors favor continued detention:

a) Commitment

- 1) The detainee stated he was advised in June 2000 to migrate and find a wife in Afghanistan.
- 2) The detainee stated he took a bus from Damascus, Syria to Aleppo, Syria then another bus to Antakia, Turkey. From Antakia, he took another bus to the border of Syria and Iran. The detainee stated he traveled by car from the Iranian border to Tehran, Iran and then by bus to the Zehidan region. He then paid an Iranian guide named Abdel Aziz 600,000 Telek to help the detainee cross into Afghanistan. The detainee stopped in Numruz, Afghanistan before taking a car to Kandahar, Afghanistan and then proceeding to his final destination Kabul, Afghanistan.
- 3) The detainee stated he returned to Iran and worked for three months, then returned to Kabul.

b) Connections/Associations

- 1) The detainee was reportedly an electrician who taught students electronics. These students then used what they learned to make bombs.
- 2) The detainee was reportedly a fighter in Afghanistan.

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UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF JUWAN, SHARGO SHIRZ

- 3) The detainee stated he left Kabul in a hurry by cab as the city was about to fall, but was not able to get his Kalashnikov. The detainee then proceeded to a bunker complex in the Tora Bora Mountains where he was reissued a Kalashnikov.

c) Training

- 1) The detainee stated he attended religious training conducted by a sheikh while residing at a guest house in Kabul, Afghanistan in 2001.
 - a. A source stated the sheikh was an Amir in the Egyptian Jihad Organization and Chief Mufti of al Qaida.
- 2) The detainee was reportedly scheduled to attend a training course called 'Sniper Course Number 1.'
- 3) The detainee was reportedly scheduled for training in tactics, artillery, security, snipers, and anti-aircraft in Afghanistan.
- 4) The detainee reportedly received advanced explosives training at an al Qaida training camp in Afghanistan.

d) Other Relevant Data

- 1) The detainee stated he was taken into custody with three others by Pakistani Police trying to cross the border into Afghanistan without proper documentation.
 - 2) The detainee stated he joined the Syrian Army and was assigned to the civilian police force. The detainee received civilian police training sponsored through the military at Madrasa Shurta Harata, Damascus. The training consisted of physical exercise, crowd/riot control and handgun training. The detainee stated he held the rank of sergeant.
4. (U) **The following primary factors favor release or transfer:**
- a) The detainee stated most of the information in his file are lies.
 - b) The detainee denied ever meeting any al Qaida members or fighters from Usama bin Laden's Arab Brigade.
 - c) Detainee stated he never heard of jihad, had no concept of jihad and never heard of jihad against Americans or the infidels.

UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF JUWAN, SHARGO SHIRZ

- d) The detainee stated that if he were asked to fight in a jihad again, he would not fight.
 - e) The detainee stated he would say no and wouldn't join if an extremist group attempted to recruit him to join the fight against the United States. The detainee is 100 percent sure he will not go to any group and fight against the United States.
 - f) The detainee stated he did not go to Sheikh Issa's house with any of the Syrians from the Syrian guest house.
 - g) The detainee denied receiving any training, from any camp, while in Afghanistan.
 - h) The detainee denied attending the sniper training course.
 - i) When confronted with the list of individuals scheduled for sniper training, the detainee stated it was a false document.
 - j) The detainee stated he never saw or handled explosives.
 - k) The detainee stated he had only seen improvised explosive devices in movies and knows nothing about them or how they are made.
 - l) The detainee stated he never attended any training camps, he never stayed at a safe house throughout his travels and he never met any al Qaida or Taliban members.
5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official (U)

FROM: Director, OARDEC (U) *15 8/1/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 434 (YEMEN)

o (S//NF) Subject ARB was held on 02 Jul 08 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:
 (b)(1),(b)(5)

o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

o (S//NF) RECOMMENDATION: (b)(1),(b)(5)

(b)(1),(b)(5)
 (b)(1),(b)(5) (Detain) *[Signature]* 8-22-08
 Or Transfer _____ Release _____

o (U) Attachments:

- Tab A OARDEC SJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

SECRET//NOFORN

SECRET//ORCON/NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 434

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee was uncooperative or unresponsive.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the detainee. The detainee gave no response and was unresponsive the entire interview. The AMO offered the detainee a copy of both the English and Arabic translated Unclassified Summary of Evidence, in accordance with Joint Detention Group (JDG) Standard Operating Procedures. The detainee gave no response and did not accept them.

(b)(1),(b)(5)



g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 434
Enclosure (5)
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SECRET//ORCON/NOFORN

SECRET//ORCON/NOFORN

practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

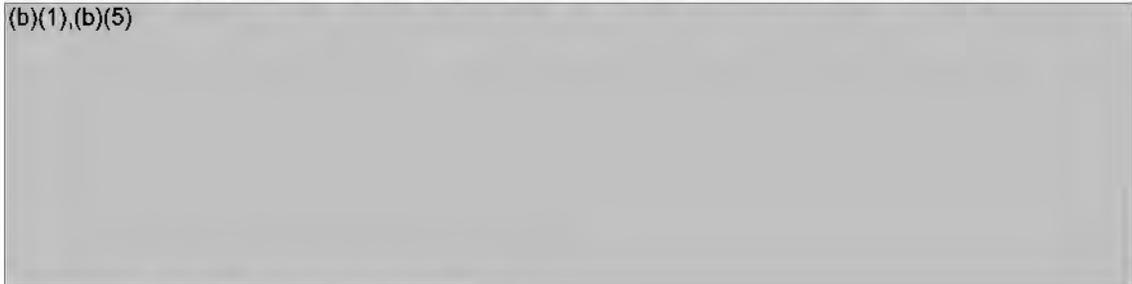
a. (U) The ARB reviewed the ARB 3 package.

b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-37.

c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)



(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)



(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)



(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)



Derived From: Multiple Sources
Declassify On: 25X1-Human

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SECRET//ORCON/NOFORN

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

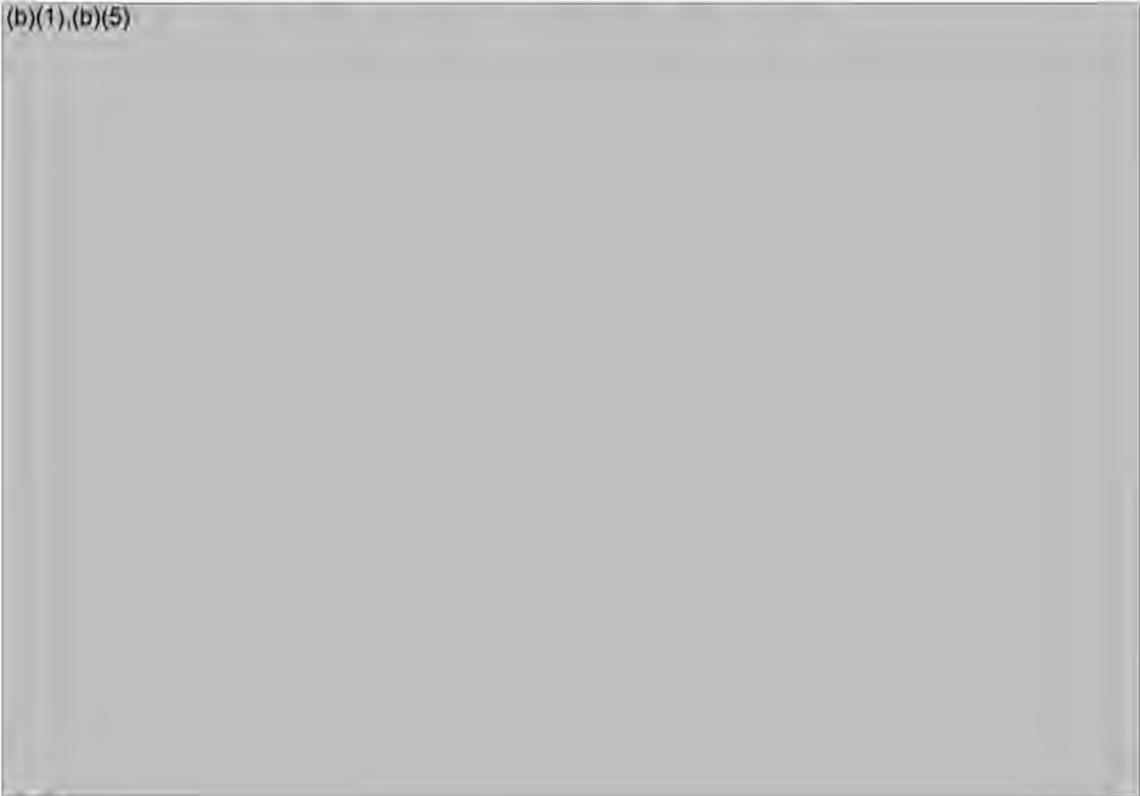
(b)(1),(b)(5)

6. (U) Conclusions and Recommendation of the Administrative Review Board

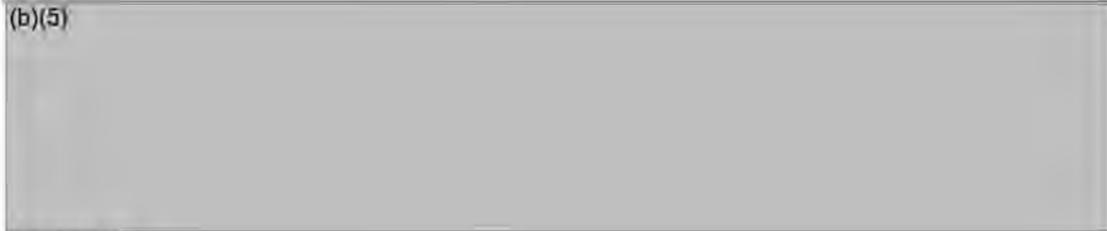
a. **(S//NF) Threat Level.** (b)(1),(b)(5)

(b)(1),(b)(5)

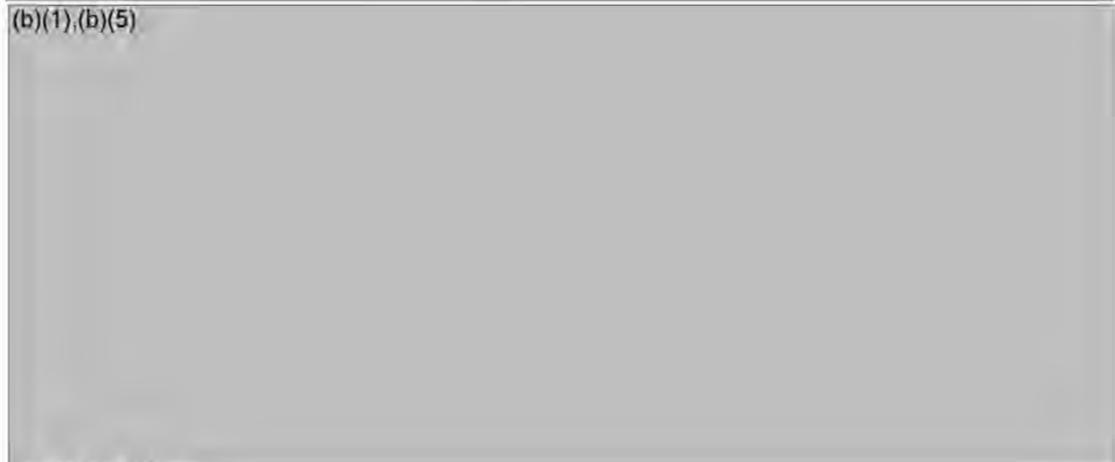
(b)(1),(b)(5)



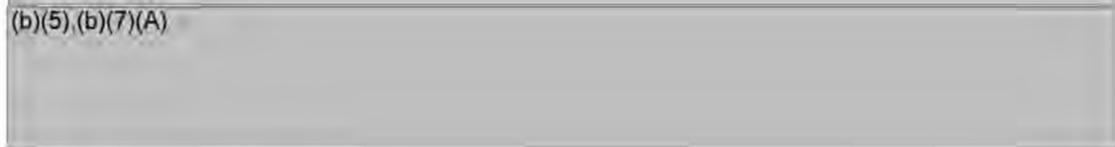
(b)(5)



(b)(1),(b)(5)



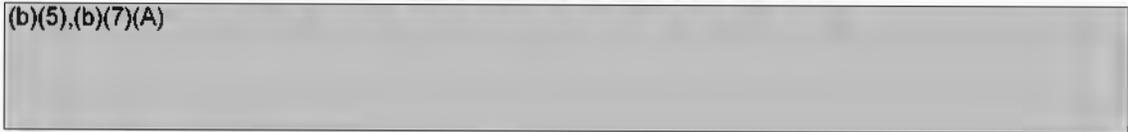
(b)(5),(b)(7)(A)



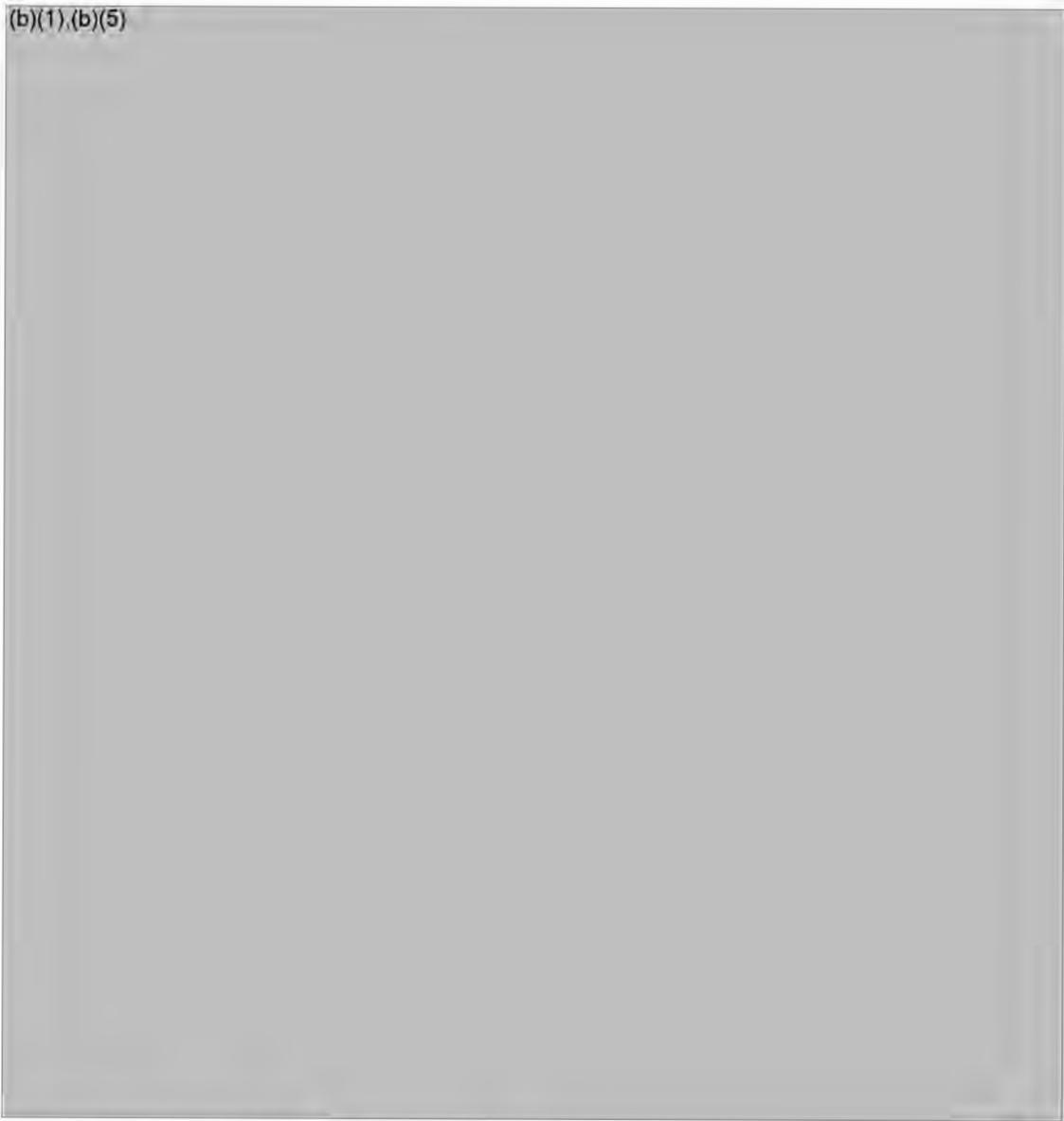
Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
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(b)(5),(b)(7)(A)



(b)(1),(b)(5)



b. **(S//NF) Intelligence Value.** (b)(1),(b)(5)

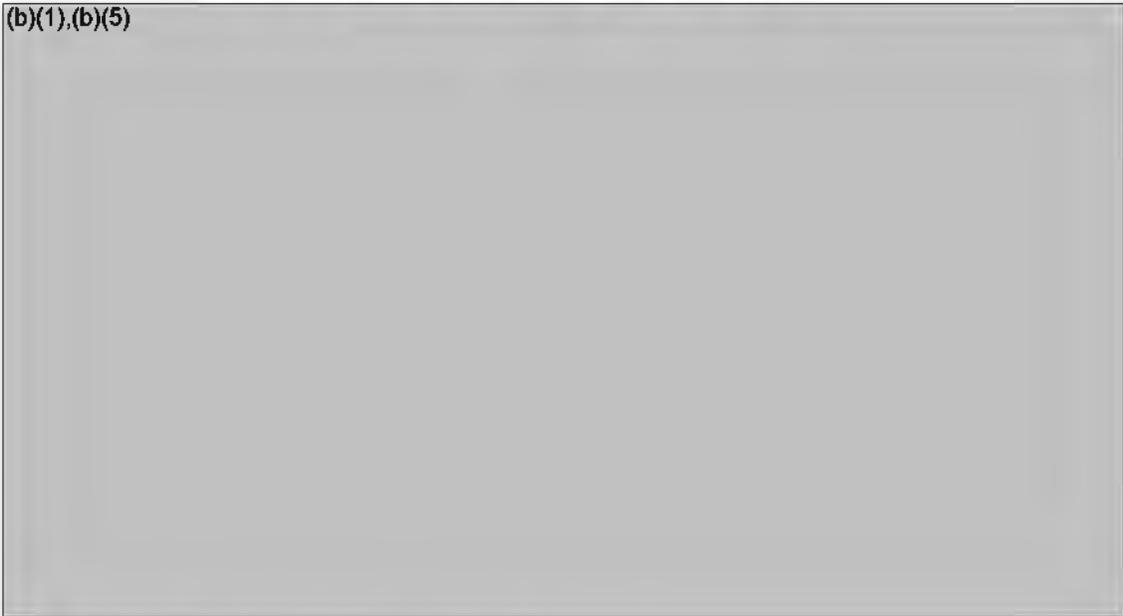
(b)(1),(b)(5)



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Declassify On: 25X1-Human

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(b)(1),(b)(5)



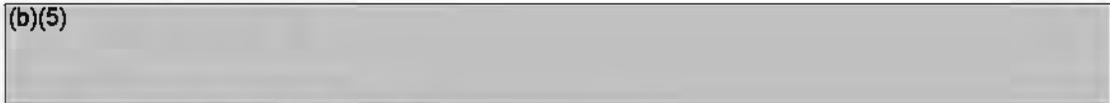
c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)



d. (U) Recommendation.

(b)(5)

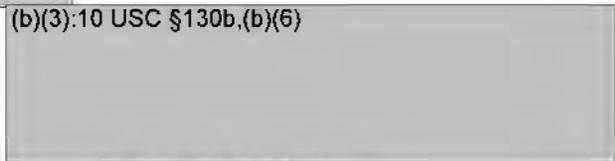


7. (U) Board Members' Voting Results

(b)(5)



(b)(3):10 USC §130b,(b)(6)



CAPTAIN, U.S. Navy
Presiding Officer

Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
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UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

20 June 2008

To: AL-SHAMIRI, MUSTAFA ABDUL QOWI ABDUL

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF AL-SHAMIRI, MUSTAFA ABDUL QOWI ABDUL

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) **Commitment**
 - 1) The detainee stated he fought in the 1994 Yemen revolution. The detainee served for two months at Hadramut, Yemen in the Eighth Saiqa Brigade.
 - 2) The detainee stated he went to Afghanistan during Ramadan, January 2001, following the fatwa of a Sheikh.
 - a) The Sheikh was identified as having condoned the 11 September 2001 attacks against the United States. The Sheikh also raised money for Usama bin Laden.
 - 3) The detainee was reported at a house that was an al Qaida group meeting place and used for planning the USS Cole bombing, in Sanaa, Yemen.
 - 4) The detainee was listed as a member of al Qaida.
 - 5) The detainee stated he flew alone from Yemen to Pakistan after buying a plane ticket with his own money and money from another individual. The detainee traveled by car from Pakistan to Afghanistan.
 - 6) Reportedly, the detainee was at a hospital in Northern Afghanistan before September 11, 2001, just before Ramadan.

ISN 434
DMO Exhibit 1
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UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL-SHAMIRI, MUSTAFA ABDUL QOWI ABDUL

- 7) The detainee stated he served on the lines of the Omar Saif Center. The detainee stated he remained at this position for six months. Shortly before leaving this position, the detainee attended a talk by Usama bin Laden.
 - a) Reportedly, Omar Saif was a reserve camp east of Kabul, Afghanistan. Activities at this camp included small arms training, medical care and guard duty.
- 8) The detainee stated that after six months at the Omar Saif Center, the detainee, along with the rest of his unit, moved up to Konduz, Afghanistan. After spending six months fighting in Konduz, the unit retreated to Mazar-e-Sharif, Afghanistan.

b) Connections/Associations

- 1) The detainee's alias was reportedly in a notebook of a Mujahedin who entered Croatia.
- 2) The detainee was reportedly as a Yemeni who knows members of al Qaida and who commanded people at Mazar-e-Sharif, Afghanistan.
- 3) The detainee's alias was reportedly on a listing of al Qaida held trust accounts.
- 4) The detainee's name was reportedly on a list of killed and wounded al Qaida martyrs.
- 5) The detainee's alias was found on a document listing names of al Qaida martyrs and missing in action of Mazar-e-Sharif, Afghanistan.
- 6) The detainee's name was reportedly on a document listing 324 Arabic names, aliases, and nationalities recovered from safe house raids associated with suspected al Qaida in Pakistan.
- 7) The detainee's name and aliases are identified in numerous letters to and from possible al Qaida and Taliban personnel.

c) Training

- 1) The detainee stated he received ten days of basic military training at Abyan Volunteer Camp in order to fight in the regional civil war in Hadramout, Yemen. The detainee's training consisted of learning to shoot small arms including the

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL-SHAMIRI, MUSTAFA ABDUL QOWI ABDUL

AK-47, PK, rocket propelled grenades and DSHK-38 model 38/46.

- 2) The detainee stated he was supposed to attend al Farouq but was not mandated because his facilitator from Yemen vouched for his previous training. The detainee stated he was released to the front lines in Afghanistan where he stayed for five to six months.
- 3) Reportedly, the detainee, along with three others, was identified as having received training on electronics to learn how to make a circuit to be used as a remote control for remote controlled explosives.

d) Intent

- 1) The detainee stated the Koran strictly prohibits violence and acts of terrorism. However, the detainee stated he believes that killing in the name of jihad is acceptable

e) Other Relevant Data

- 1) The detainee was identified as having been in charge of a rear echelon of a group of defenders at Tora Bora and in charge of Arab lines defending attacks from the Northern Alliance. The detainee was also identified as having been a former trainer at al Farouq.
- 2) The detainee stated he was captured on approximately 26 November 2001 in Mazar-e-Sharif, Afghanistan by General Dostum's forces.
- 3) The detainee was identified as having been a principle trainer at al Farouq.
- 4) The al Farouq Training Camp was funded by al Qaida and therefore was more advanced than the other camps in Afghanistan. The training at al Farouq consists of two week periods of weapons training, basic commando course, topography, and explosives.

4. The following primary factors favor release or transfer:

- a. The detainee denied having any knowledge of the attacks in the United States prior to their execution on 11 September 2001, and denied knowledge of any rumors or plans of future attacks.

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL-SHAMIRI, MUSTAFA ABDUL QOWI ABDUL

- b. The detainee stated that when the uprising at Mazar-e-Sharif occurred, he was outside the main compound in an interrogation facility, and was not part of the attack.
- c. The detainee stated if he were to be released from United States custody, he would return home and get married. The detainee claimed that he has not heard of any plans to harm the guards at Camp Delta, or any plans to escape. The detainee stated that he would report any such information to United States personnel.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

UNCLASSIFIED



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official (U)

THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U) *fx*

FROM: Director, OARDEC (U) *18 12/11/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 441 (YEMEN)

o (S//NF) Subject ARB was held on 23 OCT 2008 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)

o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

o (S//NF) RECOMMENDATION: (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *[Signature]*
12-30-08
 Or Transfer _____ Release _____

o (U) Attachments:

- Tab A OARDEC SJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

-SECRET//NOFORN

SECRET//ORCON/FGI/NOFORN

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 441**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee being present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee was uncooperative or unresponsive.

d. (U) The ARB confirmed copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the detainee in accordance with Standard Operating Procedures. The AMO received written confirmation of acceptance by the detainee.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

b. (U) The ARB reviewed and considered information contained in DMO-01 through DMO-44.

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 441
Enclosure (5)
Page 1 of 7

SECRET//ORCON/FGI/NOFORN

SECRET//ORCON/FGI/NOFORN

c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included in enclosure (6).

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)

(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)

(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

Derived From: Multiple Sources
Declassify On: 25X1-Human

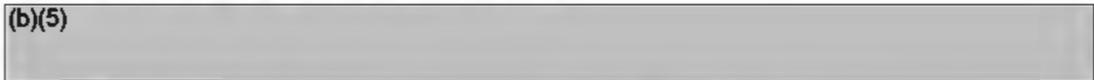
ISN 441
Enclosure (5)
Page 2 of 7

SECRET//ORCON/FGI/NOFORN

SECRET//ORCON/FGI/NOFORN

4. (U) Third Party / Home Country Statements

(b)(5)



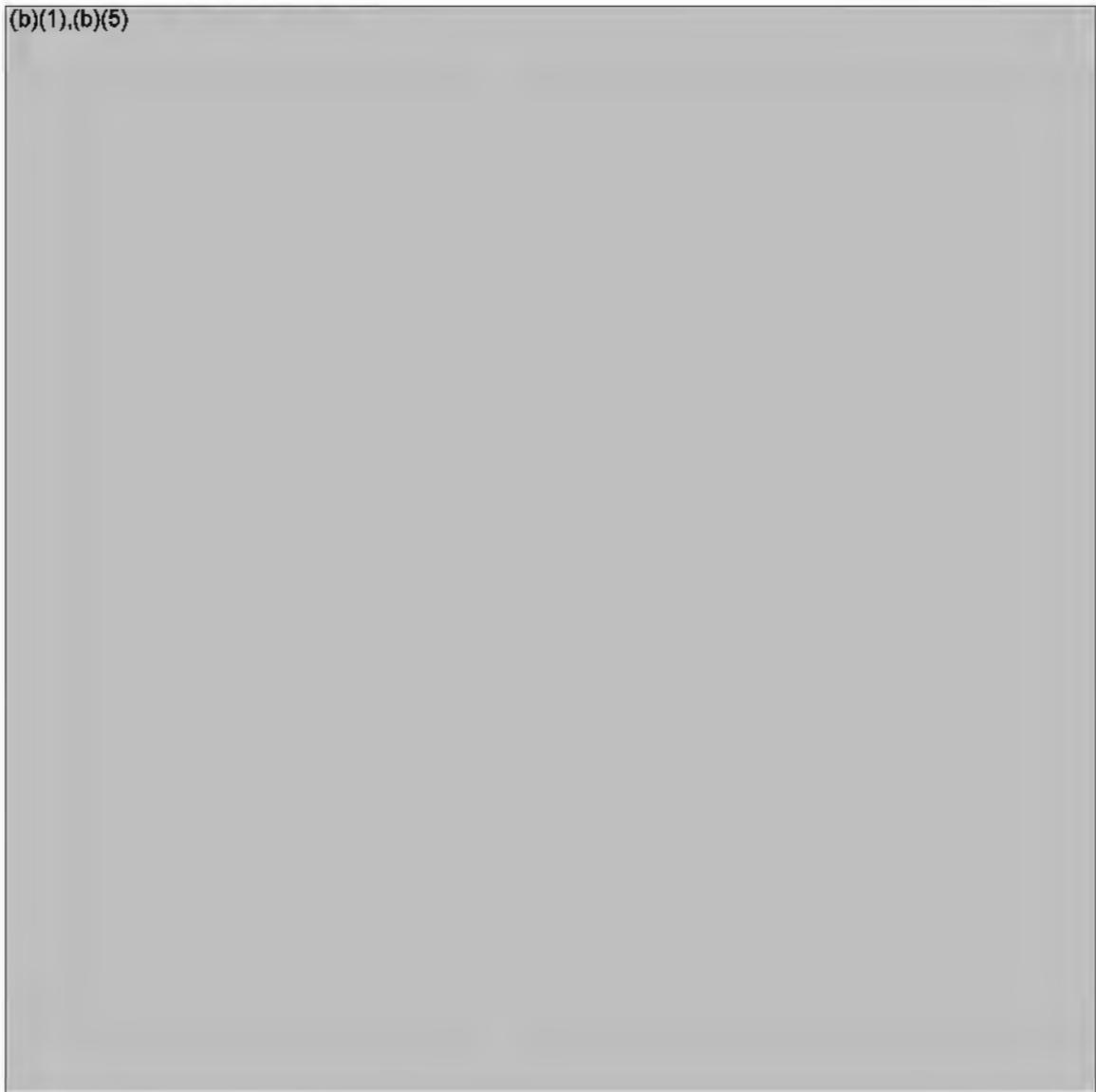
5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)



6. (U) Additional Information

(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 441
Enclosure (5)
Page 3 of 7

SECRET//ORCON/FGI/NOFORN

(b)(1),(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) Threat Level. (b)(1),(b)(5)

(b)(1),(b)(5)

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

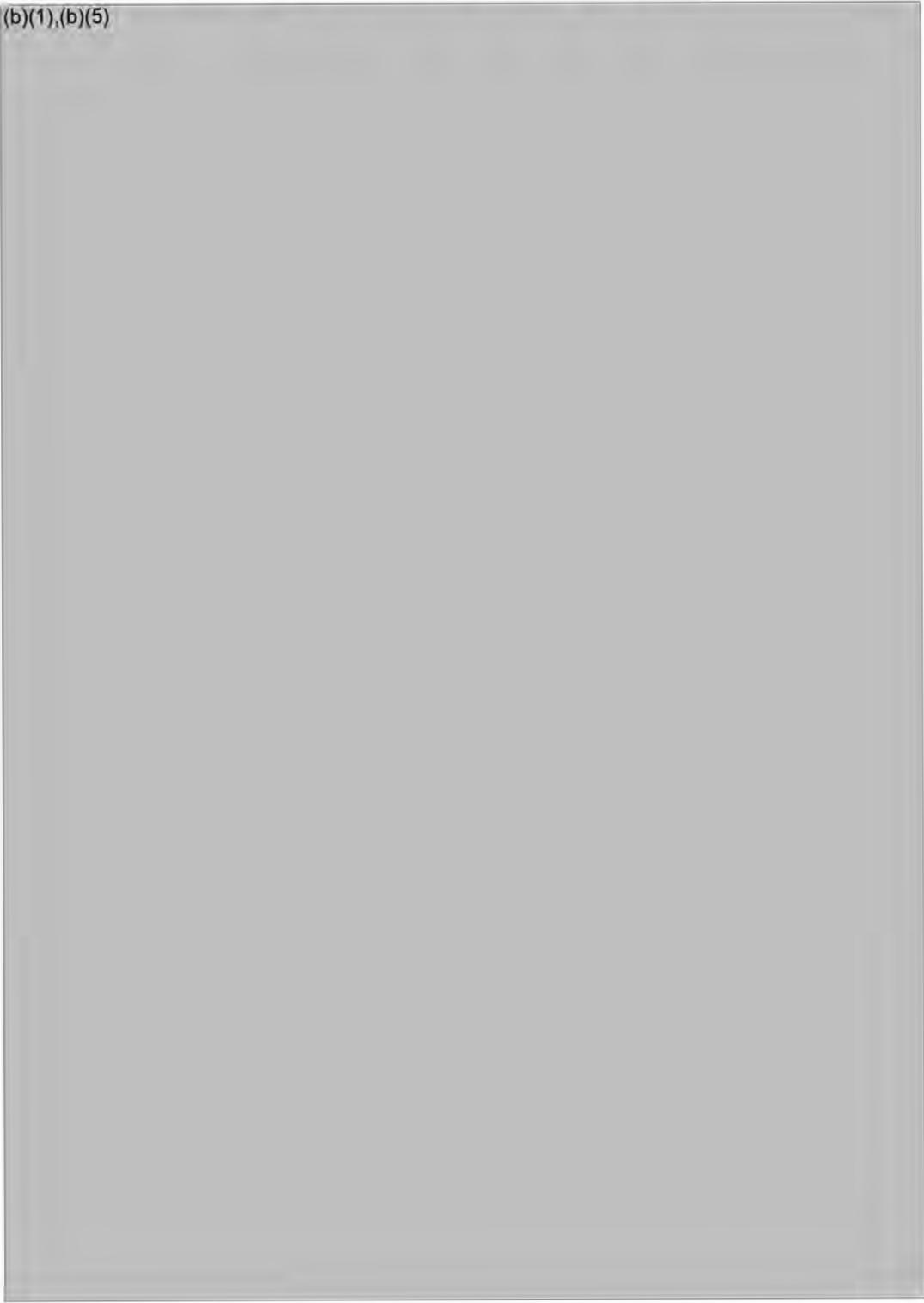
(b)(1),(b)(5)

Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
Page 4 of 7

SECRET//ORCON/FGI/NOFORN

(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
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SECRET//ORCON/FGI/NOFORN

SECRET//ORCON/FGI/NOFORN

(b)(1),(b)(5)

b. **(S//NF) Intelligence Value.** (b)(1),(b)(5)
(b)(1),(b)(5)

c. **(U) Detainee Treatment Act Consideration.**

(b)(1),(b)(5)

d. **(U) Recommendation.**

(b)(1),(b)(5)

Derived From: Multiple Sources
Declassify On: 25X1-Human

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Enclosure (5)
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SECRET//ORCON/FGI/NOFORN

8. (U) Board Members' Voting Results

(b)(5)

(b)(3):10 USC §130b.(b)(6)

Colonel, United States Marine Corps
Presiding Officer

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 441
Enclosure (5)
Page 7 of 7

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

16 October 2008

To: AHMED, ABDUL RAHMAN

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF AHMED, ABDUL RAHMAN

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.

2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.

3. The following primary factors favor continued detention:

a) **Commitment**

- 1) The detainee stated in March or April 2001, he heard some talk about jihad while at a mosque in Yemen. The detainee stated an Egyptian Imam was giving a speech stating that jihad was good and fun thing to do and jihad is a duty for all Muslims. The detainee stated even some religious leaders stated it would be a great thing to join the war and issued fatwas.
- 2) The detainee stated he purchased a Chechnya jihad recruitment video and watched it before going to Afghanistan.
- 3) The detainee stated after hearing and being inspired by the heroic stories about the fighters in Chechnya, he decided to attend training to fight in Chechnya. He consulted an individual who had been a fighter in Afghanistan and suggested the detainee go to Afghanistan for training. The individual obtained a Pakistani visa for the detainee.
- 4) The detainee stated on 9 June 2001, he traveled to Afghanistan to get training then go fight in Chechnya. He took one thousand dollars and his Yemeni passport. He traveled from Sanaa, Yemen, to Dubai, United Arab Emirates, and from Dubai to Karachi, Pakistan.

ISN 441
DMO Exhibit 01
Page 1 of 5

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AHMED, ABDUL RAHMAN

- 5) The detainee stated he flew to Karachi, Pakistan, and stayed at the Embassy Hotel for one to two days. He then traveled to Quetta, Pakistan, where he stayed at a Taliban Center for another day or two.
 - 6) The detainee stated from Quetta, Pakistan, he traveled to Kandahar, Afghanistan. After arriving in Afghanistan on 11 June 2001, he stayed at the al Nibras guest house for one week before going to train at al Farouq.
 - a. Reportedly, the Nebras Arab guest house in Kandahar, Afghanistan, was used by fighters heading to the al Farouq Training Camp and by Usama bin Laden. Arabs bound for training at al Farouq would gather at Nebras until there was about 25-30 in the group and then they were transported to al Farouq. Usama bin Laden would come to Nebras to greet the fighters before they went to training.
 - b. Reportedly, the al Farouq Training Camp in Afghanistan was funded by al Qaida and was more advanced than other training camps in Afghanistan. The training at al Farouq consisted of two week periods of weapons training, a basic commando course, topography, and explosives.
 - 7) The detainee stated after training, he traveled to the Arab House in Kabul, Afghanistan, and waited there for two to three months.
 - 8) The detainee reportedly arrived at the front lines in Afghanistan with a group of Arabs from the al Farouq Training Camp. While in Konduz, Afghanistan, the detainee reportedly had two training videos he had made about mines and minefields. The detainee also reportedly had with him a video camera, a bag full of money of various currencies and passports from dead Arab fighters.
 - 9) The detainee reportedly was given orders by Usama bin Laden to withdraw his troops from Northern Afghanistan and Mazar-e-Sharif, Afghanistan, in October 2001. The detainee would reportedly collect the passports of the deceased and replaced them with photos of fighters whom are still alive to move them out of the country safely. The body of the deceased would then be burned. Along with the passports, the detainee reportedly had a number of CD's depicting battles, locations of camps and information about people.
- b) Connections/Associations**
- 1) The detainee stated he attended a meeting prior to 11 September 2001 in which an upcoming operation was discussed. He stated al Qaida decided if America did not respond by invading Afghanistan after the attack, they would launch another operation

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AHMED, ABDUL RAHMAN

until America did respond. The detainee stated Usama bin Laden never gave details about the operations but did discuss individual operations with the men involved.

- 2) The detainee stated he sat with Usama bin Laden more than ten times. The detainee stated he could give information regarding future attacks planned against the United States and United States interests in Kuwait, Jordan, Qatar and Oman.
- 3) The detainee stated al Qaida's plan was to restart in Yemen after the Taliban government was overthrown by the Americans.
- 4) The detainee stated his group were to go to Yemen to set up the base and they would be the "base of the base" or the "Qaida of the al Qaida."
- 5) The detainee's name appeared on a list of al Qaida Mujahedin accounts seized during a raid of an al Qaida safe house in Pakistan.
- 6) The detainee's name appeared on a list of killed or wounded martyrs found on the hard drive of a laptop computer seized during raids in Pakistan.
- 7) The detainee's name appeared on a computer floppy disk seized during a raid of an alleged al Qaida residence in Pakistan.

c) Training

- 1) The detainee stated he trained at the al Farouq Training Camp for 57 days. He trained on the AK-47, pistols, M16's, Uzi's, G-3's, Kalaco rifles, rocket propelled grenades and land mine theory.
- 2) The detainee stated because he did well at al Farouq, he and seven other students were picked from the group of fighters and given special treatment. The detainee stated his special group was taken to see the fighting at the front lines and given the opportunity to sit with al Qaida leaders. The detainee stated the group was taken to Kabul, Afghanistan, to be trained on how to resist interrogation and torture; how to change their accents, and how to dress; and how to act in an airport.
- 3) Reportedly, the detainee was the Emir of his group of trainees at al Farouq.

d) Intent

- 1) The detainee stated "I am your enemy, I am a terrorist, I am a Muslim." Detainee stated he would never give the United States government information that would help the

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UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AHMED, ABDUL RAHMAN

United States fight Muslims and terrorists. The detainee stated Usama bin Laden was a great man. He knew Usama bin Laden and "sat with him."

- 2) The detainee stated, "You are my enemy because your government, they consider us terrorists. You are my enemy because you are an infidel while I'm a believer."

e) Other Relevant Data

- 1) The detainee stated, after graduating from high school, he supported himself by selling the drug khat.
 - 2) The detainee stated all nineteen 11 September 2001 hijackers trained at al Farouq Training Camp.
 - 3) The detainee stated he knew Usama bin Laden was preparing a big strike on the United States and several smaller attacks. He stated his sources of information were good and he believed the attacks would happen. He then stated he would be honored to be an al Qaida member.
 - 4) Reportedly, the detainee was worried that the United States would find a video in which he was teaching how to set up ambushes.
4. The following primary factors favor release or transfer:
- a) The detainee stated he believes Usama bin Laden is a heretic and goes against the teachings of the Koran. The detainee stated he does not agree with al Qaida because they target the innocent, which the Koran forbids.
 - b) The detainee stated he was not a part of al Qaida or the Taliban.
 - c) The detainee stated he was against the attacks on September 11th and doesn't consider an attack like that as jihad. He stated jihad is man fighting man, not man fighting innocent people. He has no issues with America.
 - d) The detainee denied possessing any knowledge regarding the World Trade Center attacks, the bombing of the United States Ship Cole, the embassy bombings or any other terrorist attacks.
 - e) The detainee stated he had no knowledge of the attacks in the United States prior to their execution on 11 September 2001, and had no knowledge of any rumors or plans of future attacks on the United States or United States interests.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AHMED, ABDUL RAHMAN

- f) The detainee stated he was against some of the policies of al Qaida. He did not support al Qaida's idea of starting "the fight" from Yemen. He also disagreed with the idea of suicide missions and killing innocent people. The detainee stated because of his objection, he was suspended from training for two days and told if he wished to continue training he had to keep silent on the issue.
 - g) The detainee stated he did not receive specialized training. He stated he didn't attend the anti-interrogation technique training in Kabul, Afghanistan, but had only heard about the training from his friend that he met in Kandahar, Afghanistan.
 - h) The detainee stated he didn't go to train to fight the United States forces. He went to fulfill his religious duty to protect himself and his honor with civil and physical defense. He stated he did not consider his training to be offensive in nature.
 - i) The detainee stated while waiting to find others to travel to Chechnya with, others tried to convince him to stay in Afghanistan and fight with the Taliban. He refused to fight with the Taliban.
 - j) The detainee stated all previously reported information was the result of coercion and torture. He either didn't know what he was saying due to lack of sleep or said it just to get it over with, thinking he would be sent home to Yemen. The detainee stated everything he stated during the interrogations were untrue up until 14 April 2003.
5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official (U)

THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U) *SFH*

FROM: Director, OARDEC (U) *AS 8/16/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO ISN 498 (YEMEN)

o (S//NF) Subject ARB was held on 1 Aug 08 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: [Redacted]
- Other Factors: [Redacted]

o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:
 (b)(1),(b)(5)
 [Redacted]

o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	[Redacted]
FBI	[Redacted]

o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

o (S//NF) RECOMMENDATION (b)(1),(b)(5)
 (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *[Signature]*
 Or Transfer _____ Release _____ *9-15-08*

- o (U) Attachments:
 Tab A OARDEC SJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

SECRET//NOFORN

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 498**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the detainee made during the AMO's interview. This statement is documented in Exhibit EC-B.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the detainee, and the detainee appeared to understand the process.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

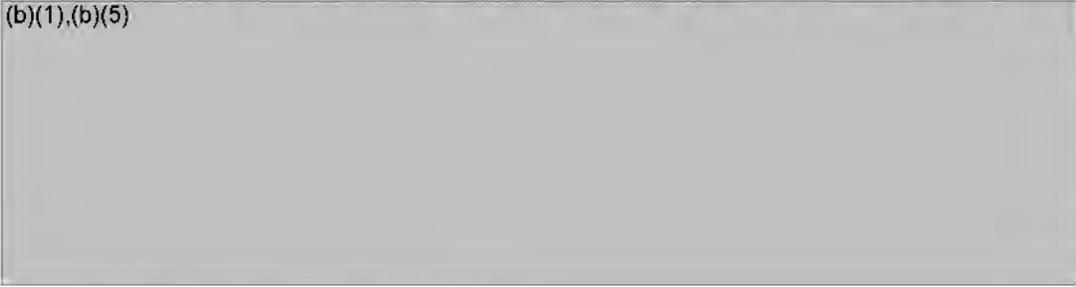
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3. (U) Summary of Information Considered

- a. (U) The ARB reviewed the ARB 3 package.
- b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-30.
- c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)



(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)



(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)



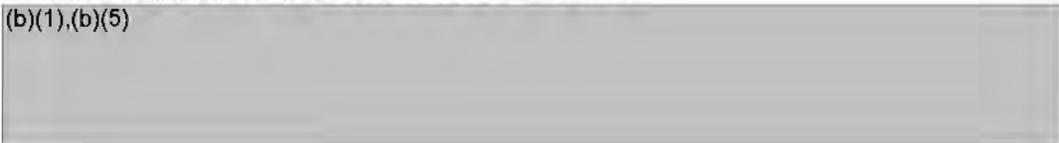
(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)



(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 498
Enclosure (5)
Page 2 of 6

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(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Additional Information

(b)(1),(b)(5)

(b)(1),(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. **(S//NF) Threat Level.** (b)(1),(b)(5)

(b)(1),(b)(5)

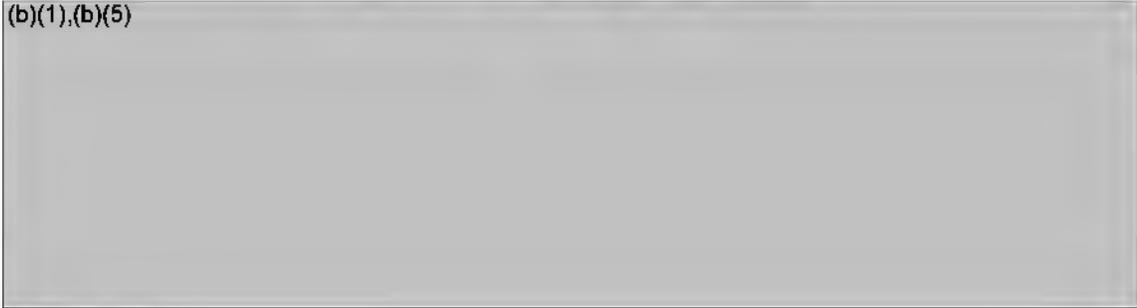
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(b)(1),(b)(5)

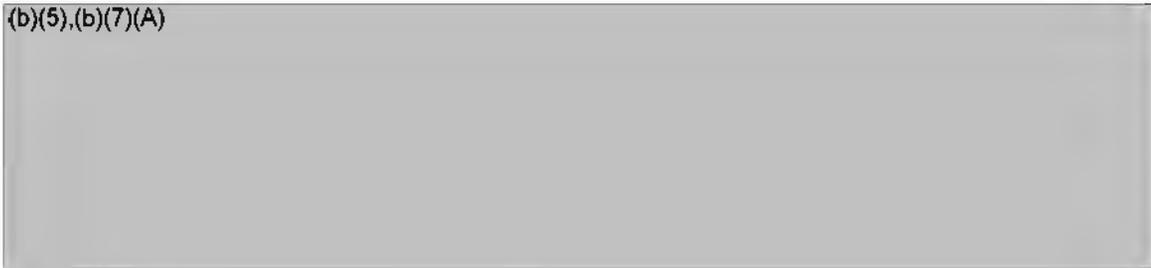
Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 498
Enclosure (5)
Page 4 of 6

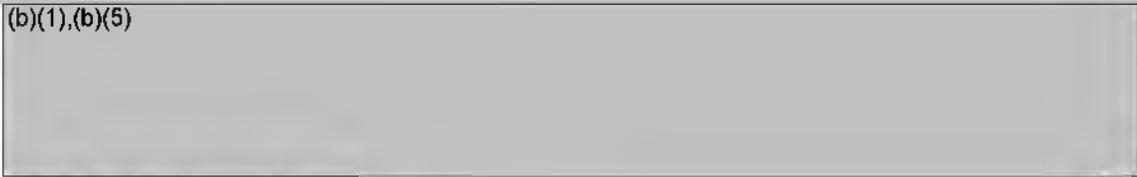
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(b)(5),(b)(7)(A)

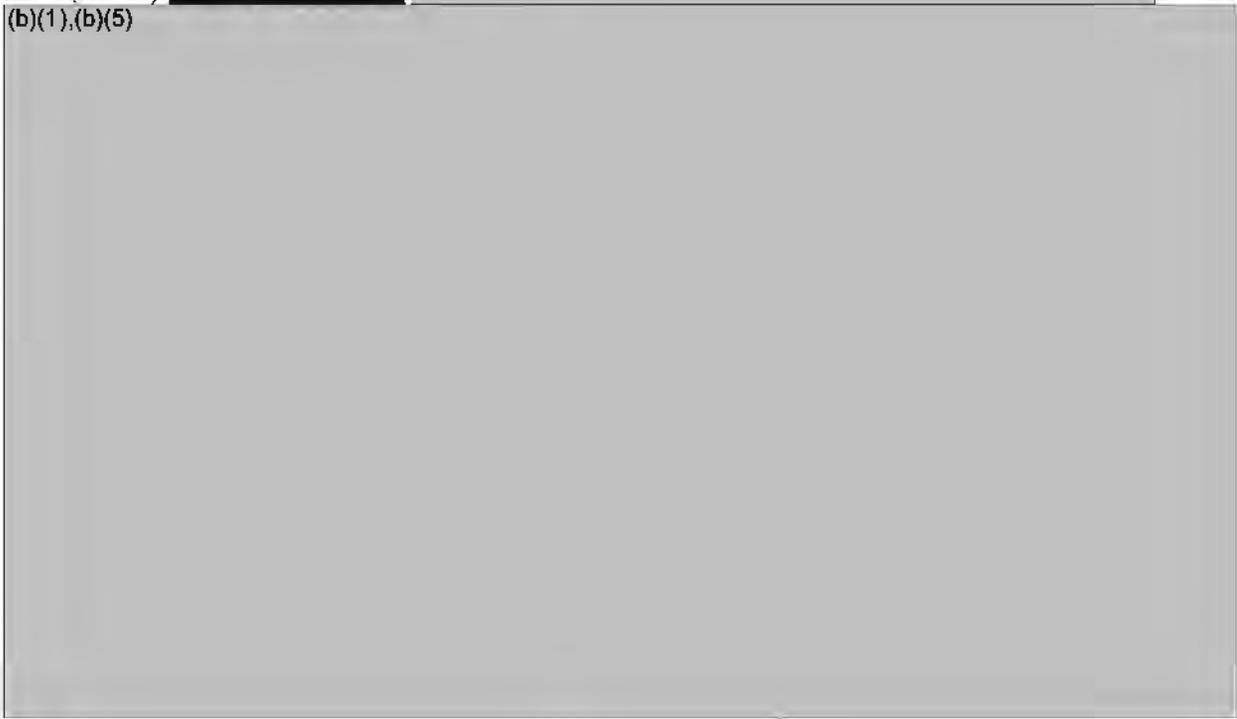


(b)(1),(b)(5)



b. (S//NF) **Intelligence Value.** (b)(1),(b)(5)

(b)(1),(b)(5)



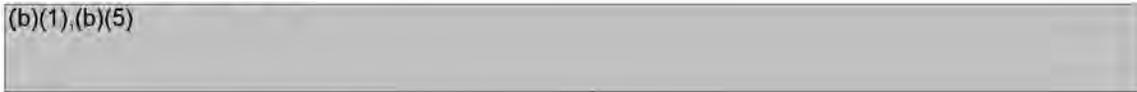
c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)



d. (U) Recommendation.

(b)(1),(b)(5)



8. (U) **Board Members' Voting Results**

(b)(5)



(b)(3):10 USC §130b.(b)(6)

Col. [redacted], U.S. Air Force
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

25 July 2008

To: SAID, MOHAMMED MOHAMMED AHMEN

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF SAID, MOHAMMED MOHAMMED AHMEN

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) **Commitment**
 - 1) The detainee stated that he was recruited by an individual that provided him with a travel visa for Pakistan, airline tickets, and approximately 5,000 Yemeni riyals to purchase his passport. The detainee then traveled with the individual to Afghanistan where the individual took his passport and went back to Yemen.
 - 2) The detainee stated he went to Afghanistan for over six months, where he spent four months at the rear lines and then to the front lines where he guarded against the Northern forces.
 - 3) The detainee stated he went to the front lines to fight with the Taliban against the Northern Alliance after receiving training.
 - 4) The detainee stated the Northern forces were driving the fighters to the mountains. After walking through the mountains for nine days, the detainee and others went to Tora Bora, Afghanistan, where he sat in a bunker in a cave for 15 days. When the detainee left the cave, he was injured by a bomb blast. The detainee was then captured by Northern forces, taken to a prison in Afghanistan, and then taken to another location in Afghanistan where he was turned over to the Americans.
 - 5) The detainee is reportedly an al Qaida soldier from Yemen who visited a known al Qaida guest house.

ISN 498
DMO Exhibit 1
Page 1 of 3

UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF SAID, MOHAMMED MOHAMMED AHMEN

a. This guest house received funding from al Qaida headquarters in Afghanistan and from the Taliban. The guest house acted as a transition point for Arabs going to and coming from either the training camps or front line areas.

b) Connections/Associations

- 1) The detainee's name was found on a list of names of captured mujahedin. The list was found in Pakistan on a hard drive associated with a senior al Qaida operative.

c) Training

- 1) The detainee stated he trained at a camp for four months. The detainee stated that he trained on mountain fighting, the Kalashnikov, Russian PK rifle, and rocket-propelled grenades.
 - a. This training camp in Afghanistan was funded by al Qaida and all students received training in weapons, a basic commando course, topography, and explosives.
- 2) The detainee stated that he received training on the AK-47 and PK, as well as training on M-43 mortars and the SBG-9 on the back lines.
- 3) The detainee stated that he wanted to make a confession that he was trained to hijack planes, make bombs, and smuggle bombs, but later refused to make a formal confession.

d) Intent

- 1) The detainee stated he wanted to go to Afghanistan for military training to prepare himself to fight because Jews were killing innocent Palestinians and the same thing was happening in Afghanistan.
- 2) The detainee stated he talked to an individual about the training camps in Afghanistan and how they should travel to Palestine to fight the Jews. The individual would lead discussions on jihad and talk about Bosnia, Afghanistan, and Palestine.
- 3) The detainee related he wanted to leave Afghanistan after the training was over and return to Yemen until he could travel to Palestine.

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF SAID, MOHAMMED MOHAMMED AHMEN

4. The following primary factors favor release or transfer:

- a) The detainee stated he did not agree with the philosophies of Usama bin Laden and felt Usama bin Laden was not correct in his jihad. The detainee stated Islam did not believe in the killing of women, children, or the elderly.
- b) The detainee stated he was not affiliated with al Qaida.
- c) The detainee stated he does not know of any al Qaida members in Yemen and proclaims to have never heard of them until the USS Cole bombing. He stated he knew of the mujahedin talking about the jihad in Yemen, however. The detainee was unaware of the al Qaida presence until he arrived in Afghanistan. Detainee stated that in Yemen there was no extremist training.
- d) The detainee stated he did not receive any type of explosive training while at the training camp.
- e) The detainee stated he did not participate in the fighting and was only near the front lines because he was waiting to have his passport returned to him.
- f) The detainee stated that he tried to flee with others towards Pakistan after the United States entered the war in Afghanistan.
- g) The detainee stated he was not injured near Tora Bora, Afghanistan and that he never went to Tora Bora. The detainee stated he only made those statements in previous interviews because he had been beaten. The detainee claimed that he was beaten with a stick on his injured arm while his hands were bound behind his back by a military guard at a prison in Afghanistan.
- h) The detainee stated how he was being punished for the crimes of 9/11 and airplanes crashing into buildings but did not know about the planes crashing into buildings until he arrived in Guantanamo Bay, Cuba. The detainee voiced his frustrations that he was being held without charges and that he had nothing to do with any bombings or killing anybody.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.



Department of Defense
 Office for the Administrative Review
 of the Detention of Enemy Combatants (OARDEC)
 at U.S. Naval Base Guantanamo Bay, Cuba
 1010 Defense Pentagon, Washington, D.C. 20301-1010

**SECRET//NOFORN
 ACTION MEMO**

FOR: Designated Civilian Official (U)

THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U)

FROM: Director, OARDEC (U) *18 10/13/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD (ARB) ASSESSMENT AND
 RECOMMENDATION ICO ISN 508 (YEMEN)

- o (S//NF) Subject ARB was held on 13 Aug 2008, resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) based on the following:

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

- o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)

- o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

- o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

- o (S//NF) RECOMMENDATION: (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *[Signature]*
 Or Transfer _____ Release _____

- o (U) Attachments:
 Tab A OARDEC ASJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

~~SECRET//NOFORN~~

SECRET//ORCON/NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 508

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the detainee, and the detainee understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-37.

Derived From: Multiple Sources

Declassify On: 25X1-Human

ISN 508

Enclosure (5)

Page 1 of 6

SECRET//ORCON/NOFORN

SECRET//ORCON/NOFORN

c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6).

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)

(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)

(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 508
Enclosure (5)
Page 2 of 6

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Additional Information

(b)(1),(b)(5)

(b)(5)

(b)(1),(b)(5)

(b)(5)

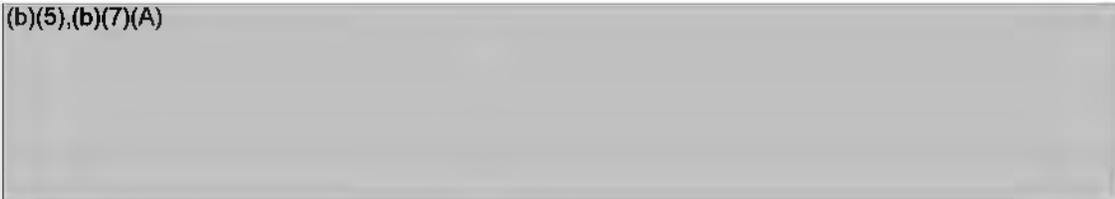
(b)(1),(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) Threat Level. (b)(1),(b)(5)
(b)(1),(b)(5)



(b)(5),(b)(7)(A)



(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 508
Enclosure (5)
Page 4 of 6

(b)(1),(b)(5)



b. (S//NF) Intelligence Value. (b)(1),(b)(5)

(b)(1),(b)(5)



c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 508
Enclosure (5)
Page 5 of 6

(b)(1),(b)(5)

d. (U) Recommendation.

(b)(1),(b)(5)

8. (U) Board Members' Voting Results

(b)(5)

(b)(3):10 USC §130b,(b)(6)

CAPTAIN, U.S. Navy
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

01 August 2008

To: HASSAN, SALMAN YEHAH KASA

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF HASSAN, SALMAN YEHAH KASA

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) **Commitment**
 1. The detainee stated that his mosque in Yemen had messages all over the walls urging Muslims to go to Afghanistan for military training. An individual at the mosque was known to assist Muslims in traveling to Afghanistan.
 2. The detainee stated that the detainee's brother, who was already in Afghanistan, urged him to travel to Afghanistan to receive training.
 3. The detainee stated that with the help of a member of the detainee's mosque in Yemen, the detainee bought a airline ticket from Sanaa, Yemen to Karachi, Pakistan, with a layover in Dubai, United Arab Emirates.
 4. The detainee stated that, with the help of a contact supplied by his brother, the detainee traveled from Karachi to Kandahar, Afghanistan.
 5. After Karachi, Pakistan, the detainee stated he went to Quetta, Pakistan and then Boldak, Afghanistan before arriving in Kandahar, Afghanistan. The detainee stated he stayed at safehouses in both Karachi, Pakistan and Kandahar, Afghanistan.

ISN 508
DMO Exhibit 01
Page 1 of 3

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF HASSAN, SALMAN YEHAH KASA

6. The detainee stated he stayed at two safehouses in Kandahar, Afghanistan, both before and after he received training.

b) Connections/Associations

1. The detainee stated he reached a training camp in Kandahar, Afghanistan after stopping at numerous guesthouses.
2. The detainee's brother was reportedly a significant al Qaida operative who had extensive connections with the extremist community in Yemen and other senior al Qaida operatives and operational coordinators.
3. The detainee stated his brother had some type of connection to a training camp.
4. Reportedly, the detainee saw Usama Bin Laden in Tora Bora.

c) Training

1. The detainee stated he arrived in Afghanistan in August 2001 and attended Camp al Farouq. The detainee stated his training course broke up with the onset of United States' strikes in Afghanistan.
2. The detainee stated he attended three weeks of weapons training. The detainee stated he did not receive explosives or chemical/biological weapons training.
3. The detainee reportedly did not have time to complete his training because of the 11 September 2001 attacks and subsequent bombings in Afghanistan.

d) Intent

1. The detainee reportedly knew of his brother's threats of violence against Americans in Yemen and Saudi Arabia.
2. The detainee stated the United States will be struck again because the United States kills Muslims, and also said that all Jews deserve to die.
3. The detainee stated he would like to die while in captivity in Guantanamo Bay, Cuba and make the religion victorious.
4. The detainee stated he hated the United States, that the United States system of justice is a lie, and that he should be considered a threat.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF HASSAN, SALMAN YEHAH KASA

e) Other Relevant Data

1. After the 11 September 2001 attacks, the detainee stated he was moved from the training camp by his trainer. The detainee stated he was then moved to Tora Bora, though he was not trying to flee the country.
2. The detainee stated he surrendered to Afghani forces in Tora Bora.
3. The detainee was reportedly brought from Tora Bora to a Northern Alliance prison in Kabul, Afghanistan.

4. Factors Favoring Release or Transfer:

- a. The detainee denied any advance knowledge of the 11 September 2001 attacks, and also denied knowledge of any rumors or plans of future attacks on the United States or United States interests.
 - b. The detainee was reportedly not involved in any of his brother's terrorist activities.
 - c. The detainee stated he does not believe his brother has connections to al Qaida or any other terrorist group.
 - d. The detainee stated he is not a member of al Qaida.
 - e. The detainee stated he went to Afghanistan only to look for his brother.
5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

UNCLASSIFIED



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *13 4/24/08*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 509 (YEMEN)

o Subject ARB was held on 18 March 2008 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5)

- Threat Assessment (b)(1),(b)(5)
- Intelligence Value: [Redacted]
- Other Factors: [Redacted]

o Intelligence inputs used in the ARB's determination of this EC's case include:
 (b)(1),(b)(5)

o Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *[Signature]* 4-28
 Or Transfer _____ Release _____

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

SECRET//NOFORN

**(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR
ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 509**

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The EC declined to attend the ARB, and consequently the Board convened without the EC present

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the EC affirmatively declined to appear personally in the ARB proceedings. The AMO verbally summarized comments the EC made during the AMO's interview. This statement is documented in Exhibit EC-B.

d. (U) The ARB confirmed a translator who spoke the same language as the EC was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the EC, and the EC understood the process.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

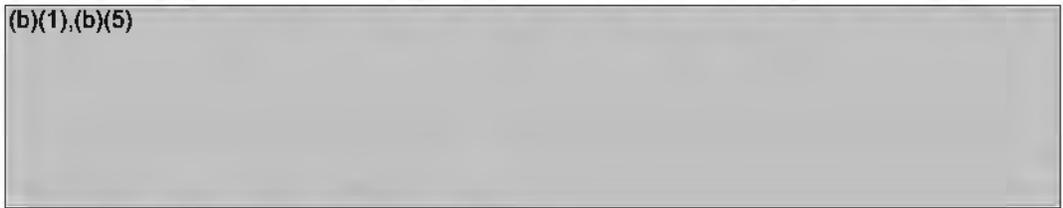
SECRET//ORCON/NOFORN

3. (U) Summary of Information Considered

- a. (U) The ARB reviewed the ARB 3 package.
- b. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)



(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)



(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)



(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)



(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)



(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)



(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)



ISN 509
Enclosure (6)
Page 2 of 9

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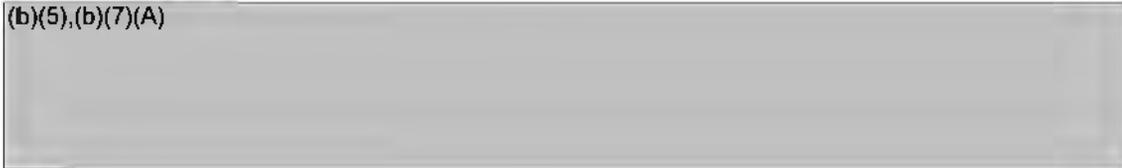
4. (U) Primary Factors (Including Intelligence Value and Law Enforcement Value of the Enemy Combatant)

(b)(5)



a. (U) Recruitment

(b)(5),(b)(7)(A)



(b)(1),(b)(5)

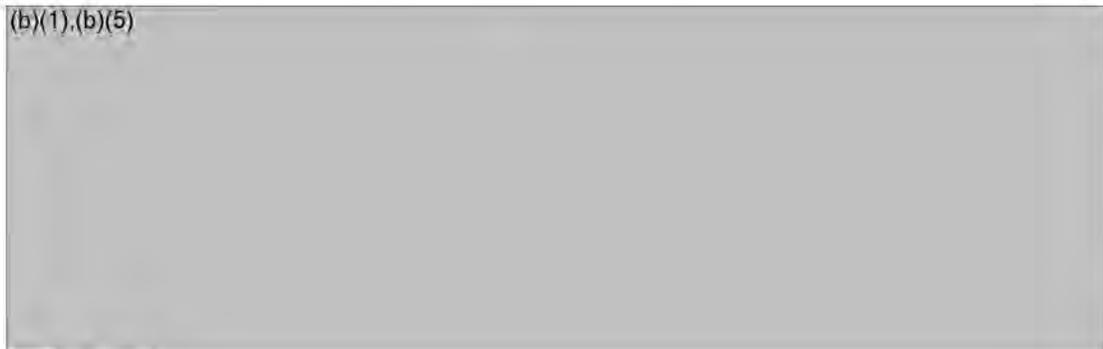


b. (U) Travel

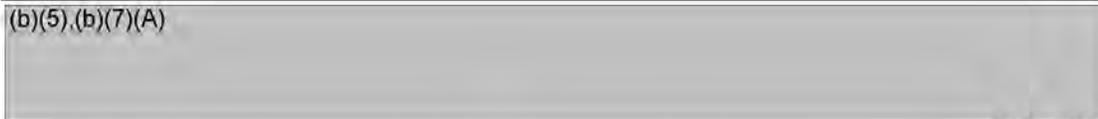
(b)(5),(b)(7)(A)



(b)(1),(b)(5)



(b)(5),(b)(7)(A)



(b)(5),(b)(7)(A)

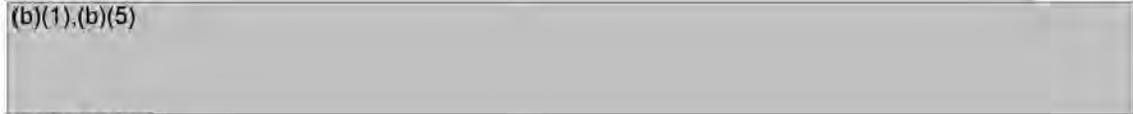


c. (U) Training

(b)(5)



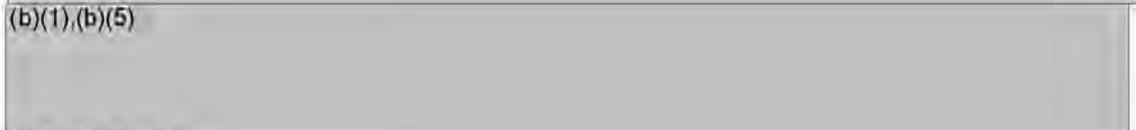
(b)(1),(b)(5)



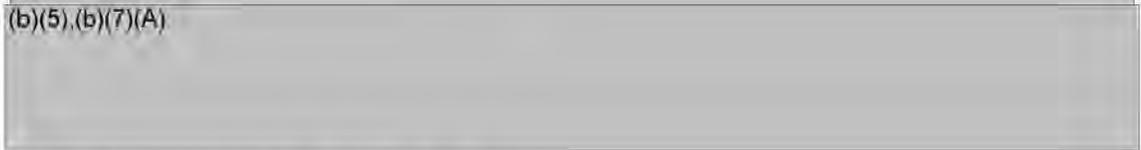
(b)(5),(b)(7)(A)



(b)(1),(b)(5)



(b)(5),(b)(7)(A)

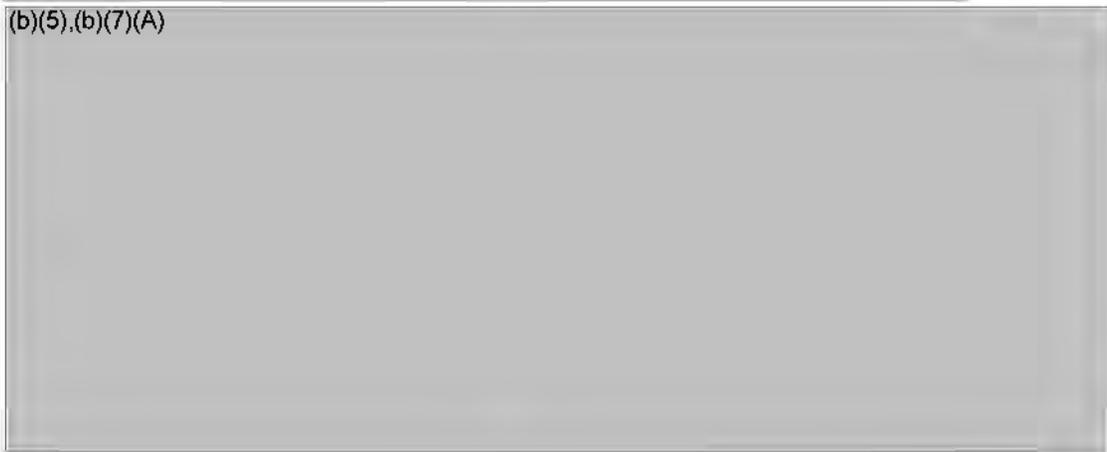


d. (U) Operations, Combat and Capture

(b)(1),(b)(5)



(b)(5),(b)(7)(A)



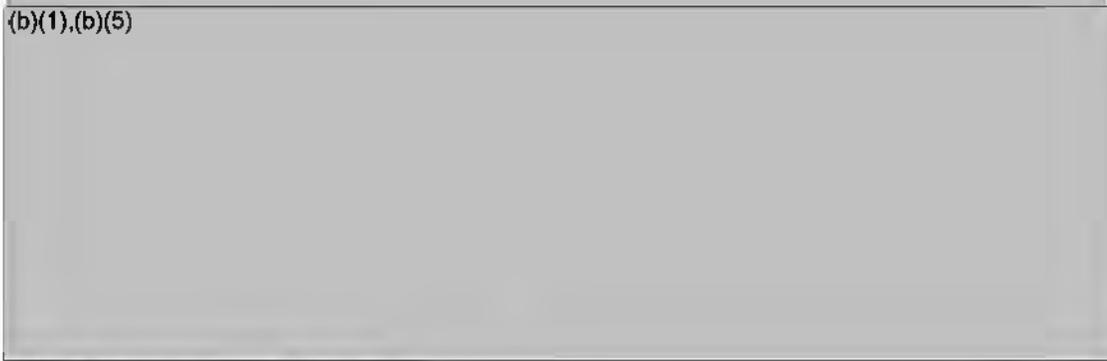
(b)(1),(b)(5)



(b)(5),(b)(7)(A)



(b)(1),(b)(5)

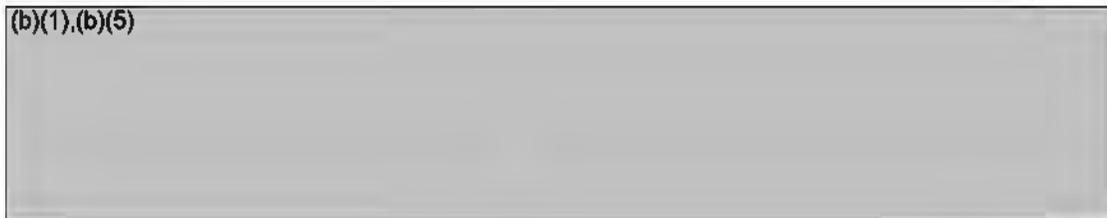


e. (U) Organizational Affiliations

(b)(5),(b)(7)(A)



(b)(1),(b)(5)



(b)(1),(b)(5)

f. (U) Individual Affiliations

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

(b)(1),(b)(5)

g. (U) Behavior

(b)(1),(b)(5)

h. (U) Other Information

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

(b)(5),(b)(7)(A)

(b)(1),(b)(5)

i. (U) Factors in Support of Release

(b)(1),(b)(5)

(b)(5),(b)(7)(A)

(b)(5)

(b)(1),(b)(5)

SECRET//ORCON/NOFORN

5. (U) Third Party / Home Country Statements

(b)(5)

6. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) Threat Level. (b)(1),(b)(5)

(b)(1),(b)(5)

b. (S//NF) Intelligence Value. (b)(1),(b)(5)

(b)(1),(b)(5)

c. (S//NF) Detainee Treatment Act Consideration.

(b)(1),(b)(5)



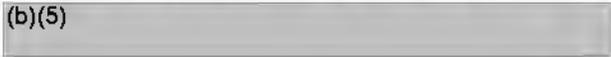
d. (S//NF) Recommendation. (b)(1),(b)(5)

(b)(1),(b)(5)

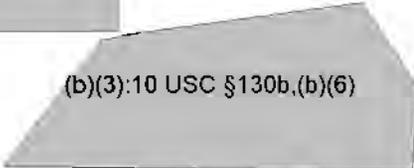


8. (U) Board Members' Voting Results

(b)(5)



(b)(3):10 USC §130b,(b)(6)



Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

27 February 2008

To: KAZAZ, MOHAMMED NASIR YAHYA

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF KHUSRUF, MOHAMMED NASIR YAHYA

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) Commitment
 - 1) The detainee stated he met a man at a mosque in Ta'iz, Yemen. The detainee stated he told the man he was poor and needed money. The detainee stated the man told the detainee he knew about jobs in Afghanistan, and the detainee could live on a fixed income.
 - 2) The detainee stated he began his travel to Afghanistan during August or September 2001. The detainee stated he left Ta'iz, Yemen and traveled to Sanaa, Yemen. The detainee stated he went to the airport and met two men. One man had been trained at al Farouq and had recently been to Kabul, Afghanistan fighting with the Taliban. The other man was going to Afghanistan to get training on weapons. The detainee stated he and the two men took a plane to Karachi, Pakistan via Dubai, United Arab Emirates. The detainee stated he and the two men were picked up by a Pakistani who took them to the Madafat al Ansar guest house in Karachi, Pakistan.
 - 3) The detainee stated the safe house in Karachi, Pakistan facilitated the movement of recruits into Afghanistan.

ISN 509
DMO Exhibit 1
Page 1 of 5

UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KHUSRUF, MOHAMMED NASIR YAHYA

- 4) The al Ansar Mudafa was identified as a waypoint and support center for Arabs transitioning to and from local training camps in the Kandahar, Afghanistan area.
- 5) The detainee stated he traveled with three men to Quetta, Pakistan then Kandahar, Afghanistan where he remained for 28 days. The detainee stated he gave the man who ran a guest house he stayed in for 7 to 8 days his passport and remaining money because everything was furnished at the guest house.
- 6) The detainee stated he then stayed in Kandahar, Afghanistan for 3 weeks with the man he met in Ta'iz, Yemen. The detainee stated the man told him he needed to be trained in order to defend himself against Arabs in Afghanistan.
- 7) The detainee stated he completed training at al Farouq, then went with a group of other trainees to Kandahar, Afghanistan then Kabul, Afghanistan. The detainee stated the group then went to Toorgar, Afghanistan, where they stayed in some caves for 11-12 days. The detainee stated there were about 50 people in the group. The detainee state they were divided into groups of five to six and given instruction on land and map navigation. The detainee stated each group went in a different direction. The detainee stated a man issued Kalashnikovs and two fully loaded magazines to the young men in the group. The detainee stated he did not want a weapon.
- 8) The detainee stated he spent 11 days in Tor Ghar. The detainee stated the group left for Tora Bora, Afghanistan because they felt it would be safer. The detainee stated the group was there for an unknown amount of time before he was evacuated to Jalalabad, Afghanistan because of a leg injury. The detainee stated he received treatment on his leg and stayed for approximately 28 days at a home in Jalalabad, Afghanistan.
- 9) The detainee stated he fought for the Taliban in Afghanistan.
- 10) The detainee stated he went to Afghanistan for jihad.
- 11) The detainee was identified as fighting in Tora Bora.
- 12) The detainee was identified as serving in the Yemeni Army before coming to Afghanistan and being in charge of a group in Tora Bora, Afghanistan.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KHUSRUF, MOHAMMED NASIR YAHYA

b) Training

- 1) The detainee stated the man with whom he stayed in Kandahar, Afghanistan took the detainee to al Farouq, where the detainee received training for 18-20 days. The detainee stated he received training on the Kalashnikov, Siminoff, and single shot rifle.
- 2) The al Farouq Training Camp in Afghanistan was funded by al Qaida and therefore more advanced than other training camps in Afghanistan. The training at al Farouq consisted of two week periods of weapons training, a basic commando course, topography, and explosives.
- 3) The detainee was identified as being a light weapons trainer at al Farouq training camp.

c) Connections/Associations

- 1) The detainee's name was found on a document listing 324 Arabic names, aliases, and nationalities recovered from safe house raids associated with suspected al Qaida in Pakistan.
- 2) The detainee's name was found on a list associated with a senior al Qaida lieutenant, which provided a listing of names of captured Mujahedin.

d) Other Relevant Data

- 1) The detainee stated he went back to Tora Bora, Afghanistan around 16 November 2001 and stayed until 15 December 2001. The detainee stated he left with a group and headed for Pakistan. The detainee stated the group was hit by an air strike, and he was injured in the legs. The detainee stated he was evacuated and ended up in a prison hospital in Jalalabad, Afghanistan. From there, he was sent to a prison in Kabul, Afghanistan and was eventually taken into United States custody.

4. The following primary factors favor release or transfer:

- a) The detainee stated his intentions were to go to Afghanistan to preach. The detainee stated he refused to go to training at al Farouq and asked for his passport back three times, but

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KHUSRUF, MOHAMMED NASIR YAHYA

they would not give it to him. The detainee stated he was convinced he needed to go to al Farouq to receive training in self-defense because the Arabs in Afghanistan may attack.

b) The detainee stated he never fired a weapon during training, nor was he issued a weapon. The detainee stated no one in his group had a weapon when they left Tora Bora and headed for Pakistan.

c) The detainee stated he would be willing to take a polygraph about the information he has provided because he has nothing to hide.

d) The detainee stated he never joined a group while in Afghanistan or Yemen and claims he never participated in any jihad. The detainee stated that he was never a member of al Qaida or the Taliban.

e) The detainee admitted he made a mistake by attending training, and he did not know that the training was for use against Americans. The detainee stated he had no intentions to cause harm to Americans, nor does he hold any animosities toward Americans. The detainee stated he would never have left his country if he knew it would cause him to be associated with any terrorist organizations.

f) The detainee claimed his age was the sole factor which prevented him from being a part of any terrorist organization, and he has been the victim of circumstance. The detainee stated that when he realized he would not be providing religious instruction to children in Afghanistan, he wanted to return home and requested his passport three separate times, but was denied.

g) The detainee denied ever injuring his leg while in Afghanistan. The detainee stated he injured his leg many years ago in an automobile accident. The detainee admitted to receiving treatment for his leg in Jalalabad, Afghanistan, but only because it began to bother him after being in the cold.

h) The detainee denied having any knowledge of the attacks in the United States prior to their execution on September 11, 2001 and also denied knowledge of any rumors or plans of future attacks on the United States or United States interests.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF KHUSRUF, MOHAMMED NASIR YAHYA

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

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Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *JS 6/27/08*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
 ICO MOHMOOD SALIM AL-MOHAMMED, ISN 537 (SYRIA)

o Subject ARB was held on 4 Jun 08 resulting in a (b)(1),(b) recommendation to (b)(1),(b)(5)
 (b)(1),(b)(5)

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: (b)(1),(b)(5)
- Other Factors: (b)(1),(b)(5)

o Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)

o Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: (b)(1),(b)(5)
 (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *JS*
 Or Transfer _____ Release _____ *7-7*

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

SECRET//NOFORN

SECRET//ORCON/NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 537

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee refused to attend the interview.

d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the detainee. The AMO received written confirmation of delivery to the detainee from the JDG.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

ISN 537
Enclosure (5)
Page 1 of 5

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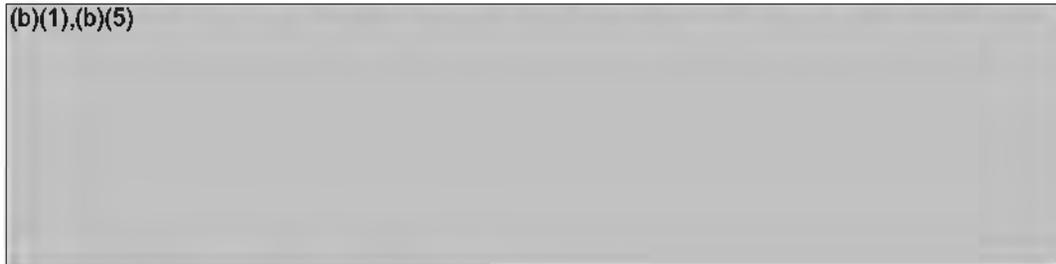
SECRET//ORCON/NOFORN

b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-22.

(U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (6):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)



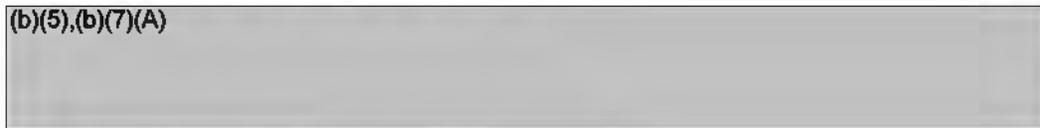
(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)



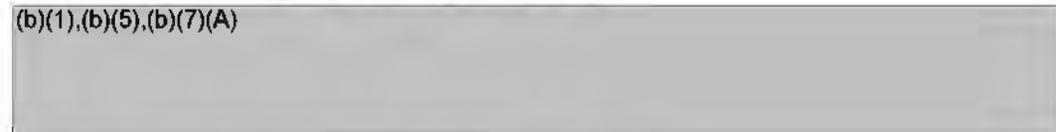
(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)



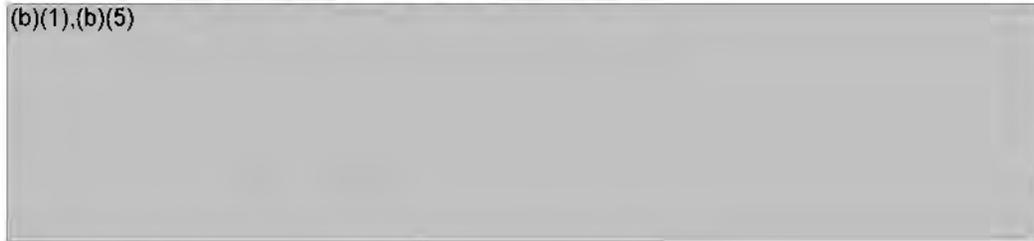
(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)



(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)



(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Additional Information

(b)(1),(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

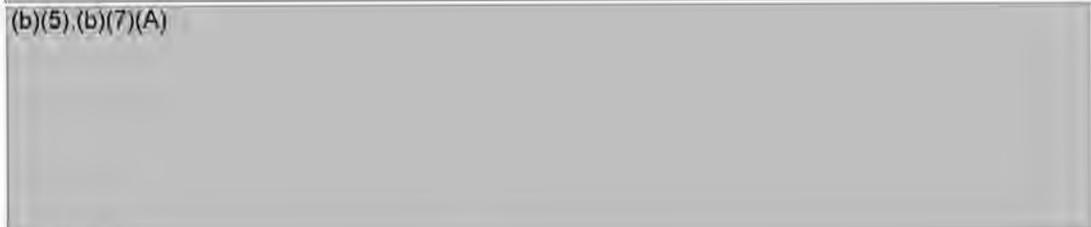
a. (S//NF) Threat Level. (b)(1),(b)(5)

(b)(1),(b)(5)

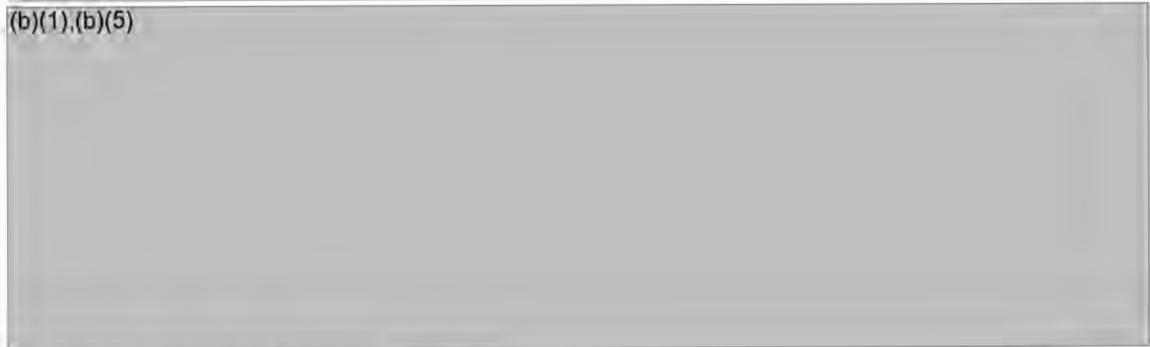
(b)(1),(b)(5)



(b)(5),(b)(7)(A)



(b)(1),(b)(5)



b. **(S//NF) Intelligence Value.** (b)(1),(b)(5)

(b)(1),(b)(5)



(b)(1),(b)(5)



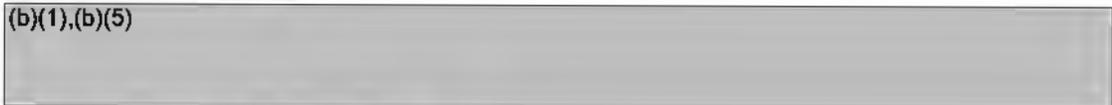
c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)



d. (U) Recommendation.

(b)(1),(b)(5)

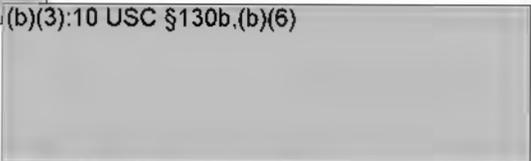


8. (U) Board Members' Voting Results

(b)(5)



(b)(3):10 USC §130b.(b)(6)



CAPTAIN, U.S. Navy
Presiding Officer

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Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

27 May 2008

To: AL-MOHAMMED, MOHMOOD SALIM

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF AL-MOHAMMED, MOHMOOD SALIM

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) Commitment
 1. The detainee stated he developed an interest in receiving jihad training as a result of his ownership of several commercially available videos, which he purchased in a shop located in Kuwait. The detainee stated the effect that these videos had on him caused him to desire to join in jihad activities.
 2. The detainee stated his motivation to go to Afghanistan was to help fellow Muslims who are being massacred by the Americans.
 3. In early October 2001, the detainee read a fatwa issued by a Saudi sheikh espousing the killing of the Northern Alliance in response to their killings of Muslim women and children. The detainee stated that the fatwas, combined with al Jazirah television coverage of the Northern Alliance atrocities inspired him to go to Afghanistan to defend Muslims in Afghanistan.
 4. The detainee stated he was motivated to fight in jihad in Afghanistan by a fatwa published in a newspaper. The detainee stated he read the fatwa and within two weeks began his journey to Afghanistan. The detainee stated he sought advice on how to get involved in the jihad in Afghanistan from an Afghani man.

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DMO Exhibit 1
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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL-MOHAMMED, MOHMOOD SALIM

5. The detainee stated he went to the Iranian embassy seeking a visa to enter so he could continue his travels to Afghanistan.
6. The detainee stated he traveled to Afghanistan specifically to attend training at the al Farouq camp. The detainee stated he left Kuwait on 17 October 2001 to Damascus, Syria to Teheran, Mashhad, and Teybad, Iran, where he made an unsuccessful attempt to cross the border into Afghanistan.
7. The detainee stated that while he was in Teybad, he met an individual who escorted him through the border and into Afghanistan.
8. The detainee stated he went to the al Ansar Arab guest house in Kandahar, Afghanistan. The detainee stated he met three individuals at the guest house who told the detainee that the training was now at Kabul, Afghanistan, and that they would request that the detainee be sent there the following day. The detainee stated he saw 20-30 armed people at various times during his stay at al Ansar.
 - a. The Ansar guest house in Kandahar, Afghanistan was identified as having about 60 people who were all waiting to go to the al Farouq training camp.
9. The detainee stated he was next taken to the Azzam guest house.
 - a. The Azzam guest house was a guest house in Kabul, Afghanistan. It was a transition point for Arabs going to or coming from the frontlines or the training camps. It received funding from al Qaida and the Taliban.
10. The detainee was identified as a Taliban fighter captured in Kabul, Afghanistan with an issued Kalashnikov rifle.
11. The detainee was familiar with the Taliban's role in assisting and abetting al Qaida's activities prior to making his decision to attend training.
12. The detainee stated that he stayed at a guest house in Kabul, Afghanistan from November 2001 through January 2002. The detainee stated he observed numerous weapons, including SA-7 missiles, assault rifles and rocket propelled grenades at one of the guest houses. The detainee stated the owner of the guest house sold these weapons to anyone who would buy them.
 - b) Connections/Associations
 1. The detainee's cousin is a member of the Global Jihadist Cause and was responsible for administering extremist websites until his arrest in mid-February 2006.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL-MOHAMMED, MOHMOOD SALIM

c) Training

1. Nothing Significant to Report (NSTR)

d) Intent

1. The detainee stated he believed jihad was the sixth pillar of Islam.
2. The detainee was identified as talking of jihad against the United States upon release.
3. The detainee stated it was his desire to fight "non-Muslims" categorically.
4. The detainee stated if he had received training, he would have desired to fight the "opposition" on the front lines in support and defense of the Taliban.

e) Other Relevant Data

- 1) The detainee stated he was told Kabul had fallen, and he should go home. The detainee stated he attempted to escape in a taxi, but was stopped and beaten. The detainee stated he was jailed in Tufan prison for two and a half months before being transferred to Bagram, Afghanistan. The detainee stated he was transferred to Kandahar, Afghanistan after ten days in Bagram. The detainee stated he was then transferred to Camp Delta. After two and a half months in Kandahar.

4. The following primary factors favor release or transfer:

- a) The detainee denied having any knowledge of the attacks in the United States prior to their execution on September 11th, and also denied knowledge of any rumors or plans of future attacks on the United States or its interests.
- b) The detainee stated he received no military training while staying at the Taliban Azam guest house.
- c) The detainee stated the modernization and western influence of the Middle East was "a beautiful thing and it makes life easier for everyone".
- d) The detainee claimed not to want to fight against United States Forces, only to fight against the Northern Alliance.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against

DMO Exhibit 1
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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AL-MOHAMMED, MOHMOOD SALIM
continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.

UNCLASSIFIED



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *AS 4/27/08*

SUBJECT: ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION
ICO ISN 550 (YEMEN)

o Subject ARB was held on 28 Mar 08 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5)

- Threat Assessment (b)(1),(b)(5)
- Intelligence Value: [Redacted]
- Other Factors: [Redacted]

o Intelligence inputs used in the ARB's determination of this EC's case include:
 (b)(1),(b)(5)

o Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	[Redacted]
FBI	[Redacted]

o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *[Signature]*
 Or Transfer _____ Release _____

Attachments:

- Tab A OARDEC ASJA Legal Sufficiency Review
- Tab B Presiding Officer's Assessment and Recommendation

SECRET//ORCON/NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 550

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee affirmatively declined to appear personally in the ARB proceedings.

d. (U) The ARB confirmed a translator who spoke the same language as the detainee was present during the AMO's interview. Additionally, the ARB confirmed the Unclassified Summary of Evidence was read and translated to the detainee, and the detainee understood the process.

e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-38.

ISN 550
Enclosure (5)
Page 1 of 4

SECRET//ORCON/NOFORN

(b)(5)

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)

(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)

(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Additional Information

(b)(1),(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) Threat Level.

(b)(1),(b)(5)

b. **(S//NF) Intelligence Value.** (b)(1),(b)(5)
(b)(1),(b)(5)

(b)(1),(b)(5)

c. **(U) Detainee Treatment Act Consideration.**

(b)(1),(b)(5)

d. **(U) Recommendation.**

(b)(1),(b)(5)

8. **(U) Board Members' Voting Results**

(b)(5)

(b)(3):10 USC §130b,(b)(6)

Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

20 March 2008

To: ZAID, WALID SAID BIN SAID

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF ZAID, WALID SAID BIN SAID

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a) Commitment
 - 1) The detainee stated he spent time at the al Nawar al Jabalane Mosque in the Burbasha District of Taiz, Yemen. The detainee met an individual at the mosque. The individual convinced the detainee and another individual to travel to Afghanistan. The individual explained to the detainee that in addition to religious teaching, he could also receive military training and could return to Yemen to complete his college courses. The individual then informed the detainee that he would pay for all of the detainee's expenses.
 - 2) The detainee stated he met a known facilitator who financed and facilitated the detainee's travel to Afghanistan.
 - 3) The detainee stated his recruiter recruited personnel from Taiz, Yemen, and facilitated their connections and travel within Yemen to Afghanistan for training. The detainee's recruiter provided the detainee with 5,000 Yemeni riyals, which is approximately 30 United States dollars, for the detainee's personal expenses. The detainee's recruiter also gave the detainee an additional 200 United States dollars and an airline ticket to Karachi, Pakistan.

ISN 550
DMO Exhibit 1
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UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF ZAID, WALID SAID BIN SAID

- 4) The detainee stated he and another individual departed Taiz, Yemen, on 15 July 2001 in route to Afghanistan via Sanaa, Yemen.
- 5) The detainee stated two other Yemeni men were waiting at the Sanaa Airport in Yemen when the detainee and the individual he traveled with arrived. Each of the men was given 200 United States dollars to be used in their journey to the al Farouq Camp.
 - a) The al Farouq Training Camp in Afghanistan was identified as being funded by al Qaida and therefore more advanced than other training camps in Afghanistan. The training at al Farouq consists of two week periods of weapons training, a basic commando course, topography, and explosives.
- 6) The detainee stated he and an individual he traveled with stayed at a hotel in Sanaa, Yemen, for one night. The next day, the detainee and the individual boarded a flight to Karachi, Pakistan, with a stop in Dubai, United Arab Emirates. In Karachi, the detainee and the individual were met at the airport by an individual who took them to a hotel. The following day the detainee, the individual he traveled with, and eight other individuals departed for Quetta, Pakistan, by bus. In Quetta, another individual took all ten men to a Taliban guest house where they stayed for four days. The guest house was located approximately 15 minutes from the bus station.
- 7) The detainee stated that before departing Quetta, Pakistan, he and the other men divided themselves among three vehicles that took them to the Afghanistan/Pakistan border. The detainee's group was then met by Afghani men on motorcycles, who transported the group across the border. The men traveled in Afghanistan for some time and were taken by three taxis to a Taliban guest house in Kandahar, Afghanistan. At the Taliban guest house, two Saudi men collected passports, money and other identification from the detainee and his group. The Saudis also told the detainee and other men to choose a kunya, or alias name, of a famous person. The detainee and the group spent approximately nine days in the Taliban guest house.
- 8) The Nebras Arab guest house in Kandahar, Afghanistan, was identified as being used by Usama bin Laden and fighters heading to the al Farouq Training Camp. Arabs bound for training at al Farouq would gather at Nebras until about 25-30 were in the group and then they were transported to al Farouq. Usama bin Laden would come to Nebras to greet the fighters before they went to training.
- 9) The detainee stated that once the number of men at the Taliban guest house reached approximately 50, he and others were taken to the al Farouq training camp, located about two and a half hours away by bus. The transfer to al Farouq training camp took place around August 2001 and was scheduled to last for two months.

UNCLASSIFIED

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF ZAID, WALID SAID BIN SAID

10) The detainee stated the reason he attended training at al Farouq was to support the Taliban in their struggle against the Northern Alliance.

b) Training

- 1) The detainee stated that at the camp he received limited training in the operation of the AK-47 and familiarity with the PK machine gun, as well as instruction in physical training, map reading and land navigation.
- 2) The detainee stated he trained for six weeks at al Farouq on the Kalashnikov rifle, PK machine gun, rocket propelled grenades, land navigation and combat tactics.
- 3) The detainee stated there were approximately 30 trainees in his class and about two to three classes in training during his stay at al Farouq. The detainee identified his firearms instructor and his physical trainers. The detainee stated the instructors often discussed the exploits of the Taliban to the trainees.
- 4) The detainee stated his training was interrupted when al Farouq shut down in the wake of the September 11th attacks.

c) Connections/Associations

- 1) The detainee's name was on a document listing 324 Arabic names, aliases and nationalities recovered from a safe house raid of suspected al Qaida in Karachi, Pakistan.
- 2) The detainee stated he received religious lectures and information on jihad from a known al Qaida spokesman while at al Farouq.
- 3) The detainee's name is located on a document listing captured "brothers," belonging to a known al Qaida associate.
- 4) The detainee's name was found on a list of al Qaida martyrs, missing in action, imprisoned, and escaped to Pakistan and the detainee was listed as "in the prison" on this list.
- 5) The detainee's name was found on a 92 page al Qaida document. The document included letters to known al Qaida members, guard rosters, and training courses.

d) Other Relevant Data

- 1) The detainee was identified as always talking of training at al Farouq.

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF ZAID, WALID SAID BIN SAID

- 2) The detainee stated that on one occasion while at al Farouq, the camp was visited by Usama bin Laden and a group of guards. Upon his arrival, Usama bin Laden was quickly rushed into the camp's administrative office for 30 minutes with the leader of the camp.
 - 3) The detainee stated Usama bin Laden went to the part of al Farouq where the al Sae'qa, or Special Forces, trained.
 - 4) The detainee stated camp leaders gave the order to evacuate the camp in anticipation of attacks. In approximately mid-September 2001, the trainees left al Farouq and went to an area of dense woods located in the foothills of the Tora Bora Mountains. The detainee suffered from a foot fungus and traveled from the foothills to Jalalabad, Afghanistan, for treatment. An individual escorted the detainee and several others to the clinic in Jalalabad. When the detainee returned to the foothills, he discovered his group had relocated to the Tora Bora Mountains. The trainees were then separated into groups of twelve men per cave.
 - 5) The detainee stated that he along with 10 to 12 other men were ordered by an individual to dig three trenches, and positioned three or four men in each trench with AK-47 rifles, PK machine guns and rocket propelled grenades.
 - 6) The detainee stated that on the 28th day of Ramadan, approximately 14 December 2001, the detainee was informed that two Afghani guides would be coming to escort the group of approximately 65 men to the Afghanistan/Pakistan border. As the detainee and the group were leaving the mountains, they were attacked by United States helicopters.
 - 7) The detainee stated the air attack killed approximately 45 people and injured 20 others.
 - 8) The detainee stated he sustained multiple injuries as a result of the United States bombing campaign in the mountains surrounding Jalalabad, Afghanistan.
 - 9) The detainee stated there was a doctor and a medic for a group of 65 Arabs in the Tora Bora Region. Bombs killed the doctor and injured the medic. All of the injured men lay there until some Afghans arrived and took us to the Jalalabad hospital.)
 - 10) The detainee stated he was taken to a hospital in Jalalabad, Afghanistan, where he was eventually detained by United States forces.
 - 11) The detainee was captured with Afghani dollars worth approximately 2,200 United States dollars.
4. The following primary factors favor release or transfer:

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF ZAID, WALID SAID BIN SAID

- a) The detainee stated he went to Afghanistan to find employment and felt that the training he received would help him secure a job.
- b) The detainee stated he hated Afghanistan from the moment he arrived and had no desire to return. He stated he would have been killed if he tried to leave al Farouq to return home.
- c) The detainee stated that prior to his arrival at al Farouq, he did not know the camp was affiliated with either al Qaida or the Taliban regime.
- d) The detainee stated he was at al Farouq for one month before he realized it was a Taliban/al Qaida camp.
- e) The detainee stated training at al Farouq was only a prerequisite to obtaining employment in the country of Afghanistan.
- f) The detainee stated he is not a member of the al Qaida organization and stressed the only reason he supported the Taliban was because he thought they were good Muslims. The detainee further stated if he knew beforehand that a group such as al Qaida supported the Taliban, he would never have agreed to support their organization.
- g) The detainee stated if released, he wants to return to Yemen, get married and attend an Agricultural University. The detainee stated he is interested in pursuing a career as a farmer and would like to cultivate corn and wheat.
- h) The detainee stated he wished to return to Yemen and find a wife. The detainee plans to get a job to support his family and would like to teach Islamic studies or work on the farm.
- i) The detainee stated he has been treated well since he was captured and harbors no ill will towards the United States or the Northern Alliance. The detainee only wishes to return home and put this part of his life behind him.
- j) The detainee believes the American involvement in Afghanistan is a good thing as long as the Americans are assisting the Afghani people.
- k) The detainee denied having any knowledge of the attacks in the United States prior to their execution on September 11th and denied knowledge of any rumors or plans of future attacks on the United States or United States interests.
- l) The detainee stated he never engaged United States forces in combat.

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF ZAID, WALID SAID BIN SAID

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official

FROM: Director, OARDEC *15 4/21/08*

SUBJECT: **ADMINISTRATIVE REVIEW BOARD ASSESSMENT AND RECOMMENDATION**
ICO ISN 564 (Yemen)

o Subject ARB was held on 25 Apr 08 resulting in a (b)(1),(b)(5) recommendation to (b)(1),(b)(5) (b)(1),(b)(5)

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value: [Redacted]
- Other Factors: [Redacted]

o Intelligence inputs used in the ARB's determination of this EC's case include:
 (b)(1),(b)(5)

o Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	[Redacted]
FBI	[Redacted]

o The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

RECOMMENDATION: (b)(1),(b)(5)
 (b)(1),(b)(5)

(b)(1),(b)(5) (Detain) *[Signature]*
6-13-08
 Or Transfer _____ Release _____

Attachments:
 Tab A OARDEC ASJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

SECRET//ORCON/NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 564

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.

b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.

c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee was uncooperative or unresponsive. The AMO verbally summarized comments the detainee made during the AMO's interview. This statement is documented in Exhibit EC-B.

d. (U) A copy of both the English and Arabic translated Unclassified Summary of Evidence was provided to the detainee according to Joint Detention Group Standard Operating Procedures.

(b)(1),(b)(5)

f. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and closed the session for deliberation.

g. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion; and the probative value, if any, of any such statement. In addition, the ARB considered any new evidence that became available relating to the enemy combatant status of this detainee.

SECRET//ORCON/NOFORN

3. (U) Summary of Information Considered

a. (U) The ARB reviewed the ARB 3 package.

b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-35.

c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (7):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)

(2) (U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)

(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)

(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)

(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)

(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)

SECRET//ORCON/NOFORN

(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Conclusions and Recommendation of the Administrative Review Board

a. (S//NF) Threat Level.

(b)(1),(b)(5)

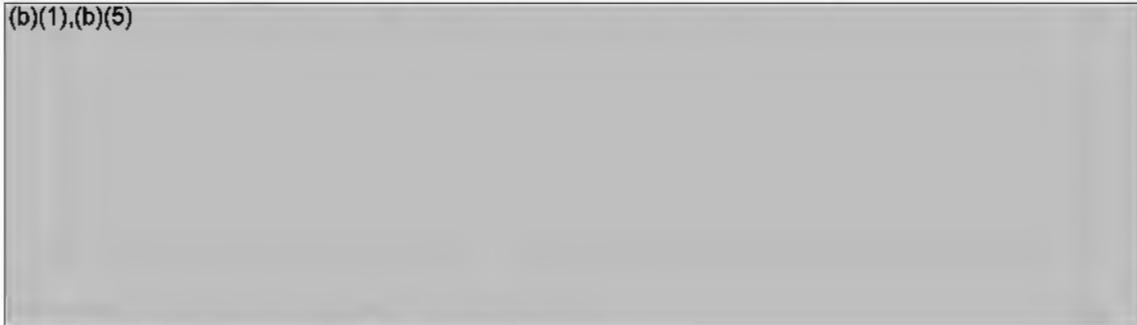
(b)(1),(b)(5)

b. (S//NF) Intelligence Value.

(b)(1),(b)(5)

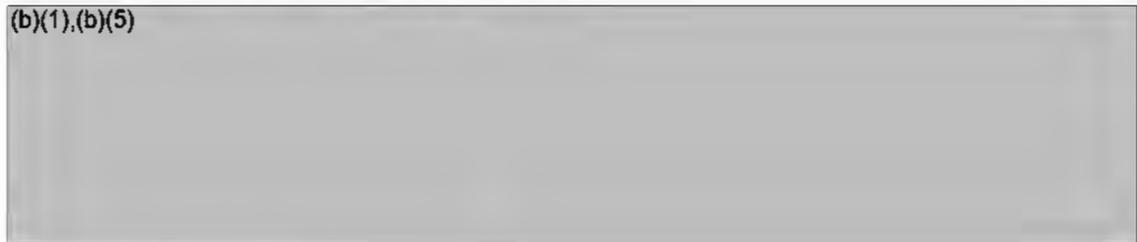
(b)(1),(b)(5)

(b)(1),(b)(5)



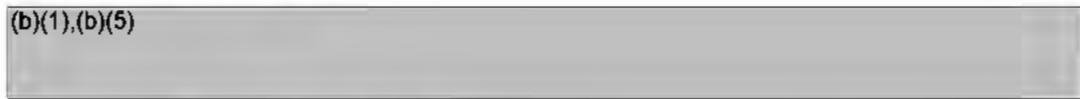
c. (U) Detainee Treatment Act Consideration.

(b)(1),(b)(5)



d. (U) Recommendation.

(b)(1),(b)(5)

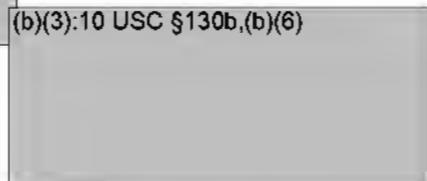


7. (U) Board Members' Voting Results

(b)(5)



(b)(3):10 USC §130b,(b)(6)



Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba

10 April 2008

To: AWAD, JALAL, SALAM AWAD

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF AWAD, JALAL, SALAM AWAD

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.
2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.
3. The following primary factors favor continued detention:
 - a. Commitment
 1. The detainee stated he met a man in a mosque in the Hadramaut area of Yemen. The man pushed the idea of going to Afghanistan for military training and said if the detainee trained in Afghanistan he could go to Chechnya afterwards to fight in the jihad.
 2. The detainee stated the man paid an unknown amount of money for the detainee's airplane ticket and arranged for and secured a visa for the detainee to enter Pakistan. The man gave the detainee the ticket, the visa, 300 United States dollars, and the telephone number of a Pakistani in Karachi, Pakistan to call upon arrival in Karachi.
 3. The detainee stated he took a flight from Sanaa, Yemen to Karachi and stayed in a hotel for approximately one week. While the detainee was at the hotel, he tried calling the Pakistani the man told him to contact but was unsuccessful. The detainee stated he contacted the man for assistance and was instructed to go to the taxi stand area and get a ride with anyone heading to Quetta, Pakistan and then onto Afghanistan.
 4. The detainee stated he took a taxi with five or six Afghans from Karachi to Quetta. The Afghans told the detainee he could stay at a hospital until another group of Afghans arrived who were heading to Kandahar, Afghanistan. The detainee stated the hospital

ISN 564
DMO Exhibit 1
Page 1 of 4

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AWAD, JALAL SALAM AWAD

was being used as a safe house. The detainee stayed at the hospital for approximately five to seven days.

5. The detainee stated he traveled from Quetta to Kandahar in a taxi with a different group of five or six Afghans that arrived at the hospital. The detainee and the Afghans crossed the border at a Taliban checkpoint. The detainee stated the Afghans allowed him to stay at a school in Kandahar for approximately three to five days.
6. The detainee stated he traveled in a taxi from Kandahar to Kabul, Afghanistan, where he met a man who tried to convince the detainee to train at the Libyan Camp and then go fight the jihad in Chechnya. The detainee stated he did not agree to this and stayed in Kabul at a guest house called al Ansar for three months before deciding to go to the Libyan Camp for training.
 - a. The Ansar mudafa was a waypoint and support center for Arabs transitioning to and from the local training camps in the Kandahar, Afghanistan area.
 - b. Training
 1. The detainee stated he changed his mind about training after being introduced to the trainer at the Libyan Camp. The detainee stated he went to train because Muslims have a religious duty to do so. The detainee traveled by taxi to the Libyan Camp.
 - a. Training at the Libyan terrorist camp facility lasted 40 days and consisted of physical and weapons training.
 2. The detainee stated the Libyan military training camp had an annex an unknown distance from the main camp. The detainee stated he was training at the annex. The detainee stated the annex has an average of 10 to 12 students at a time and one trainer. Training at the annex lasted two months and consisted of physical training and training on weapons such as the AK-47 assault rifle, TT Russian pistol, Makarov pistol, rocket-propelled grenade launcher, and the PK machine gun.
 3. The detainee stated he was not trained at the Libyan Camp, but was trained by a Libyan man.
 - c. Connections/Associations
 1. [NSTR]
 - d. Intent

UNCLASSIFIED

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Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AWAD, JALAL SALAM AWAD

1. When asked if he would return to Afghanistan or go to fight jihad if released, the detainee stated each individual had to make that choice and that any person in any religion would defend their faith if it was attacked.

- e. Other Relevant Data
 1. In 2002 a search was conducted of a safe house in Karachi. Among the items found in the facility were two brand new aircraft passenger personal flotation devices, or life vests, marked "Property of Pakistani International Airlines".
 2. The life vests found in the safe house tested positive for pentaerythritol tetranitrate, a powerful explosive.
 3. The detainee was identified as being in a safe house in Karachi, Pakistan. Pakistani authorities raided the safe house on 7 February 2002 and captured 16 people, including the detainee.
 4. The detainee was reportedly a Yemeni bodyguard for Usama bin Laden. The detainee was identified as being in Kandahar in 2000.
 5. The detainee was identified as a member of al Qaida.
 6. The detainee was identified as going to the Khan Ghulam Betcha guest house, located near Kabul, from the al Farouq training camp.
 - a. The Rahim Ghulam Bacha guest house was owned by al Qaida and operated by a senior al Qaida member.
 - b. The al Farouq Training Camp in Afghanistan was funded by al Qaida, and therefore more advanced than other training camps in Afghanistan. The training at al Farouq consists of two week periods of weapons training, a basic commando course, topography, and explosives.

4. The following primary factors favor release or transfer:
 - a. The detainee stated he was not interested in the military training, but wanted to move to Afghanistan to start a family.
 - b. The detainee claimed he traveled to Afghanistan as an immigrant and denied traveling to Afghanistan because of a fatwa.

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF AWAD, JALAL SALAM AWAD

- c. The detainee stated he had never been to the Libyan Camp, but heard about it through people who were there as transients.
 - d. The detainee claimed he has nothing to do with al Qaida or Taliban.
 - e. The detainee stated he wanted to return to Yemen if released.
 - f. The detainee stated he wants to be released to be with his family. The detainee stated if released, he would work in carpentry, building and painting houses.
 - g. The detainee denied having any knowledge of the attacks in the United States prior to their execution on September 11th and denied knowledge of any rumors or plans of future attacks on the United States or United States interests.
5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.



Department of Defense
Office for the Administrative Review
of the Detention of Enemy Combatants (OARDEC)
at U.S. Naval Base Guantanamo Bay, Cuba
1010 Defense Pentagon, Washington, D.C. 20301-1010

SECRET//NOFORN
ACTION MEMO

FOR: Designated Civilian Official (U)
 THRU: Deputy Assistant Secretary of Defense for Detainee Affairs (U) *SEH*
 FROM: Director, OARDEC (U) *10/14/08*

SUBJECT: (U) ADMINISTRATIVE REVIEW BOARD (ARB) ASSESSMENT AND
 RECOMMENDATION ICO ISN 566 (YEMEN)

- o (S//NF) Subject ARB was held on 26 Aug 2008, resulting in a (b)(1) recommendation to (b)(1), (b)(1),(b)(5)

- Threat Assessment: (b)(1),(b)(5)
- Intelligence Value:
- Other Factors:

- o (S//NF) Intelligence inputs used in the ARB's determination of this EC's case include:

(b)(1),(b)(5)

- o (S//NF) Agency assessments follow:

DASD-DA	(b)(1),(b)(5),(b)(7)(A)
CIA	
FBI	

- o (U) The Legal Sufficiency Review (Tab A) and the Presiding Officer's Assessment and Recommendation (Tab B) with enclosures are attached.

- o (S//NF) RECOMMENDATION: That the DCO, considering the (b)(1),(b)(5) (b)(1),(b)(5)

(b)(1),(b)(5)

(b)(1),(b)(5)

(Transfer)

Or Detain _____ Release _____

SEH
 11-3-08

- o (U) Attachments:
 Tab A OARDEC ASJA Legal Sufficiency Review
 Tab B Presiding Officer's Assessment and Recommendation

SECRET//NOFORN

SECRET//ORCON/NOFORN

(U) CLASSIFIED RECORD OF PROCEEDINGS AND BASIS FOR ADMINISTRATIVE REVIEW BOARD DECISION FOR ISN 566

1. (U) Introduction

a. (U) An Administrative Review Board (ARB) was held pertaining to the subject Enemy Combatant (EC). In reaching the ARB's conclusions and recommendations, the ARB considered both classified and unclassified information. The following record of the proceedings presents the factors the ARB used in making its recommendation.

2. (U) Synopsis of Proceedings

- a. (U) The detainee declined to attend the ARB, and consequently the Board convened without the detainee present.
- b. (U) The Designated Military Officer (DMO) presented the Unclassified Summary in both written and oral form.
- c. (U) The Assisting Military Officer (AMO) presented the Notification of the Decision of an ARB as Exhibit EC-A, identified herein as enclosure (2). The AMO then presented the Enemy Combatant Election Form as Exhibit EC-B, identified herein as enclosure (3). Exhibit EC-B indicated the detainee was uncooperative or unresponsive and refused to attend the interview.
- d. (U) The ARB confirmed two copies of the Unclassified Summary of Evidence, English and Arabic translated, were delivered to the Joint Detention Group (JDG) point of contact for delivery to the detainee. The AMO received written confirmation of delivery to the detainee from the JDG.
- e. (U) The unclassified portion of the proceedings was adjourned. The ARB convened the classified session and the DMO presented the Classified Summary. The ARB panel members reviewed the classified exhibits and the session was closed for deliberation.
- f. (U) The ARB has complied with the Detainee Treatment Act of 2005. In making a determination of status or disposition of this detainee, the ARB has assessed, to the extent practicable, whether any statement derived from or relating to this detainee was obtained as a result of coercion and the probative value, if any, of any such statement. In addition, any new evidence that became available relating to the enemy combatant status of this detainee was considered.

3. (U) Summary of Information Considered

- a. (U) The ARB reviewed the ARB 3 package.
- b. (U) The ARB reviewed and considered information contained in DMO-1 through DMO-21.

Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 566
Enclosure (4)
Page 1 of 5

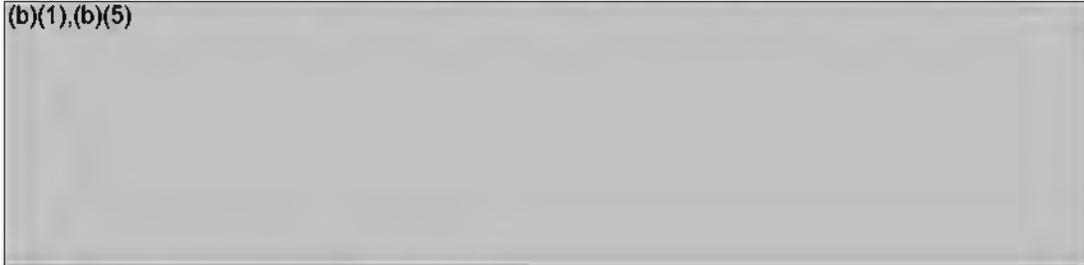
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c. (U) The following government agency and command assessments were considered by the ARB and are summarized below. The specific agency and command assessments are included herein within enclosure (5):

(1) (U) Deputy Assistant Secretary of Defense for Detainee Affairs (DASD-DA)

(b)(1),(b)(5)



(2)(U) Central Intelligence Agency (CIA)

(b)(1),(b)(5)



(3) (U) Federal Bureau of Investigation (FBI)

(b)(5),(b)(7)(A)



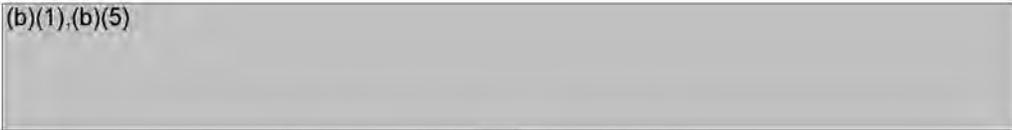
(4) (U) Criminal Investigation Task Force (CITF)

(b)(1),(b)(5),(b)(7)(A)



(5) (U) Joint Task Force Guantanamo (JTF-GTMO)

(b)(1),(b)(5)



(6) (U) U.S. Southern Command (USSOUTHCOM)

(b)(1),(b)(5)



(7) (U) Office of Military Commissions (OMC)

(b)(1),(b)(5)



Derived From: Multiple Sources
Declassify On: 25X1-Human

ISN 566
Enclosure (4)
Page 2 of 5

SECRET//ORCON/NOFORN

4. (U) Third Party / Home Country Statements

(b)(5)

5. (U) Consultations with the Administrative Review Board Legal Advisor

(b)(5)

6. (U) Additional Information

(b)(1),(b)(5)

7. (U) Conclusions and Recommendation of the Administrative Review Board

a. **(S//NF) Threat Level.** (b)(1),(b)(5)
(b)(1),(b)(5)

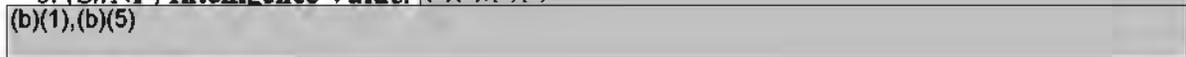
(b)(1),(b)(5)

(b)(1),(b)(5)



b. **(S//NF) Intelligence Value.** (b)(1),(b)(5)

(b)(1),(b)(5)

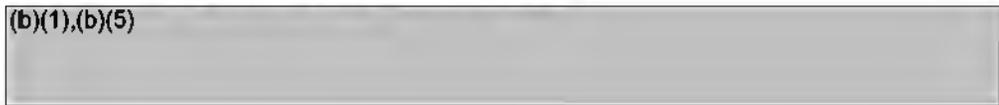


(b)(1),(b)(5)



c. **(U) Detainee Treatment Act Consideration.**

(b)(1),(b)(5)



d. (U) Recommendation.

(b)(1),(b)(5)

8. (U) Board Members' Voting Results

(b)(5)

(b)(3):10 USC §130b,(b)(6)

Colonel, U.S. Air Force
Presiding Officer

UNCLASSIFIED

**Department of Defense
Office for the Administrative Review of the Detention of Enemy
Combatants at U.S. Naval Base Guantanamo Bay, Cuba**

20 August 2008

To: ALI, MASOUR MOHAMED MUTAYA

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE
REVIEW BOARD IN THE CASE OF ALI, MASOUR MOHAMED MUTAYA

1. An Administrative Review Board will be convened to review your case to determine if your continued detention is necessary.

2. The Administrative Review Board will conduct a comprehensive review of all reasonably available and relevant information regarding your case. At the conclusion of this review the Board will make a recommendation to: (1) release you to your home state; (2) transfer you to your home state, with conditions agreed upon by the United States and your home state; or (3) continue your detention under United States control.

3. Factors Favoring Release or Transfer:

a) Commitment

1. The detainee stated he was influenced to go to Afghanistan after viewing a videotape dedicated to training for the Bosnian War.
2. The detainee stated he spent approximately three months in Yemen for sightseeing before traveling to Afghanistan. The detainee stated that he flew to Pakistan and was taken to a house in Quetta, Pakistan and waited there for a couple of hours before continuing on to Afghanistan.
3. The detainee stated he traveled to the border with a guide and stayed at the guide's house for approximately three weeks, planning his trip back to Saudi Arabia. The detainee spent six weeks traveling to Karachi, Pakistan, hiding at several homes along the way.
4. The detainee stated he was taken to a home in Karachi, Pakistan, where he stayed for three weeks. The home's owner was reported to have been helping the detainee obtain a new passport so he could return home.

b) Connections/Associations

1. The detainee stated it was normal for family members to make periodic trips to Yemen. The detainee stated he made all the arrangements himself, obtaining the necessary Visas and airline tickets. The detainee further stated that, in the city of Quetta, Pakistan, street hawkers were yelling "Taliban, Taliban", the equivalent of saying a trip to Afghanistan.

ISN 566
DMO Exhibit 1
Page 1 of 2

UNCLASSIFIED

UNCLASSIFIED

Subject: UNCLASSIFIED SUMMARY OF EVIDENCE FOR ADMINISTRATIVE REVIEW BOARD IN THE CASE OF ALI, MASOUR MOHAMED MUTAYA

c) Training

1. The detainee stated he spent approximately one month in Afghanistan while awaiting training.
2. The detainee was reportedly at a guest house before he went to the Calaca area in Kabul for explosives training.
 - a. Reportedly, the guest house in question was owned and operated by al Qaida.

d) Intent

1. The detainee stated he walked about 10-12 hours to a fighting position near Loghar, Afghanistan, where he stayed for approximately five weeks.

e) Other Relevant Data

1. The detainee stated that he was arrested along with the rest of the occupants during a raid on the house by Pakistani Police. The detainee stated he spent about three weeks in custody in Pakistan before being transferred to United States custody.

4. Factors Favoring Release or Transfer:

- a) The detainee stated he had not heard of al Qaida until the American World Trade Center attack.
- b) The detainee stated he did not have any knowledge of the attacks in the United States prior to their execution on September 11th, 2001. The detainee also stated he did not have any knowledge of any rumors or plans of future attacks on the United States or its interests.
- c) The detainee stated he entered Afghanistan for training but never received training.

5. You will be afforded a meaningful opportunity to be heard and to present information to the Board; this includes an opportunity to be physically present at the proceeding. The Assisting Military Officer (AMO) will assist you in reviewing all relevant and reasonably available unclassified information regarding your case. The AMO is not an advocate for or against continued detention, nor may the AMO form a confidential relationship with you or represent you in any other matter.